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STATE OF WYOMING.

Journal of the Senate

Second " Session

First Day

Senate Chamber
Cheyenne, Wyo. Jan - 10 - 1893

At the hour of 12 o'clock, noon, on Tuesday, the 10th day of January, 1893, being the hour and day designated by the Constitution of the State of Wyoming, for the assembling of the Legislature of the State of Wyoming, the members and members-elect of the Senate of the Second Legislature of the State of Wyo. assembled in the Senate Chamber of the Capitol at Cheyenne, the Seat of government, and in accordance with established precedent were called to order by Hon Amos W Barber, Secretary of State.

Mr. Hare arose and moved that Hon F. H. Mondell be chosen temporary president of the Senate, which motion was put by Mr Davis and was lost.

The roll of the Senators holding over ~~was~~ was called and the following responded to their names =

Fenimore Chatterton of Carbon and Natrona Counties
Robert E Fitch of Albany County
Leopold Estes of Cheyenne County
John McCormick of Sheridan County
Frank W Mondell of Crook and Weston Counties
John L. Russel of Uinta County
John N Tisdale of Johnson County

Quorum

The roll of Senator-Elect was then called, when the following answered to their names =

Clarence E. Franklin of Sweetwater County
William A Holliday of Albany County
George W. Hoyt of Laramie County
Joel J. Hurt of Carbon and Natrona Counties
James Kinne of Fremont County
John Ludvigsen of Sweetwater County

Samuel Merrill of Laramie County
Robert Miller of Uinta County
Dr F. Richard of Converse County
Present 9.
A bare number of Senators and senators-elect present 16
On motion of Mr Russell John McCormick of Sheridan County was elected temporary president, and Messrs Russell and Holliday were appointed to escort Mr McCormick to the Chair.

Upon assuming the chair the temporary president declared the election of a temporary chief clerk next in order.

On motion of Mr Chatterton, J. C. Argesheimer was elected temporary chief clerk, and was escorted to his position by Messrs Merril and Kabis

On motion of Mr Chatterton, Charles McDougall was elected temporary Sergeant-at-arms.

Mr Mondell moved that the chair appoint a committee of three on credentials, which motion prevailed and the chair appointed as such committee Messrs Mondell Kabis and Hadlin

At 12.30 o'clock P.M. On motion of Mr Kabis the Senate took a recess until 4 o'clock this afternoon.

Afternoon Session

at 4 o'clock P.M. the Senate resumed business Mr McCormick temporary president, in the Chair.

The following majority and minority reports were submitted by the committee on credentials =

Senate Chamber
Cheyenne Wyo. Jan 10-1893

To the Honorable President of the Senate =

We a majority of Your Committee on credentials beg leave to report that we find the following persons entitled to seats in the Senate of the Second Legislative Assembly of the State of Wyoming

Robert Miller of Uinta County
William N. Holliday of Albany County
James Kinne of Fremont County
Joel J. Hart of Natrona and Carbon Counties

STATE OF WYOMING.

Dr Forrest Richards	of	Converse county.
Clarence E. Hamlin	of	Sweetwater County.
Samuel Merrill	of	Laramie County.
George W Hoyt	of	Laramie County.
Fredmore Chatterton	of	Carbon County.
John Ludvigsen	of	Sweetwater County.
Frank W. Mondell	of	Crook and Weston Counties
Leopold Kabis	of	Laramie County
John C Cassell	of	Uinta County.
Robert E. Fitch	of	Albany County.
John McCormick	of	Sheridan County.
John N Tisdale	of	Johnson County.

Respectfully submitted

Frank W. Mondell
Clarence E. Hamlin

Cheyenne Wyoming Jany 10- 1893

Mr Prendent:-

The undersigned, a Member of the Committee on Credentials, begs leave to submit the following dissenting report,

We agree with the Committee in all their findings except as to the Senator from Johnson County, and as to that Senator, he finds from official documents submitted to the Committee, and which documents accompany this report;

That J. N. Tisdale, who was elected to the office of Senator from Johnson County, two years ago, has removed from the State of Wyoming, and is now a resident and citizen of the Territory of Utah,

That the Board of County Commissioners of Johnson County, finding such to be the fact did before the recent election declare a vacancy to exist in said office by reason of the removal of the said Tisdale to Utah,

That the Board of County Commissioners of Johnson County, in manner provided by law, issued a proclamation previous to the recent election for the election of a Senator to fill the said vacancy in the said office from Johnson County,

That Robert Forte was duly nominated by

Democratic Party in Johnson County, as a candidate for the said office.

That at the recent general election, the said Robert Foote was duly elected to the office of Senator from Johnson County and that the clerk of Johnson County issued to him his certificate showing that he was elected.

Therefore I the undersigned recommend that the said Robert Foote shall be recognized and declared to be the Senator from Johnson County, and entitled to a seat in this body as such, and that he be immediately qualified as said Senator.

The above report is respectfully submitted together with the papers upon which this report is based.

L Kabis

Mr Chatterton moved that the report of the majority of the committee on credentials be adopted and that the report of the minority of said committee and the documents accompanying said report of the minority be referred to the committee of Judiciary when said committee on Judiciary shall have been appointed.

Mr Holliday moved to amend the motion made by Mr Chatterton by substituting therefor the following: "That all of the report of the majority of the committee on credentials be adopted except in so far as said report has reference to Johnson County."

Mr Holliday moved that the ayes and ~~Noes~~ noes be ordered on said amendment, and the ayes and noes being ordered, and the roll being called the vote thereon resulted as follows:-

Ayes - Messrs Holliday, Kabis, Miller — 3

Nays - Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, Merrill, Mondell, Richards, Quinn, and the temporary president — 10

Absent - Messrs Hart, Kline, Tisdale — 3

The temporary president thereupon declared the amendment lost.

The original motion as made by Mr Chatterton was then carried by acclamation, and the chair declared the report of the majority of the committee on credentials adopted and the report of the minority of said committee together with accompanying

documents referred to the committee on Judiciary when the said committee on Judiciary shall have been appointed.

Mr Kabis moved that he be permitted to withdraw the documents which accompanied the report of the minority of the Committee on Credentials, which motion was lobt.

Mr Fitch moved that the chair appoint a committee of two Senators to wait upon one of the Justices of the Supreme Court of Wyoming and invite one said Justices to accompany said committee to the Senate Chamber and administer the oath of office to the Senators and Senators-elect which motion prevailed and the chair appointed as such committee Messrs Fitch and Holliday.

The committee retired and soon returned with the Honorable A. V. S. Groesbeck, Chief Justice of the Supreme Court of Wyoming who administered the oath of office as set forth in the Constitution of the State of Wyoming to the following named members and members-elect of the Senate as by the Constitution prescribed, and each of the following named members and members-elect subscribed the same:

Messrs Chatterton, Fitch, Haulin, Holliday, Hoyt, Hurlbis, Kime, Ludvigson, McCormick, Merrill, Miller, Mondell, Richards, Russell.

On motion of Mr Holliday the thanks of the Senate were extended to the Honorable A. V. S. Groesbeck, Chief Justice of the Supreme Court of Wyoming, for his courtesy in complying with the request of the Senate.

On motion of Mr Chatterton the Senate proceeded to effect a permanent organization.

Mr Richards nominated Hon F. W. Mondell of Crook and Weston counties for President of the Senate, and there being no further nomination, the Hon F. W. Mondell was elected President of the Senate by a unanimous vote.

The Chair appointed Messrs Chatterton and Holliday a committee to escort the president-elect to the chair.

Mr Russell nominated for Vice-president of the Senate Hon Fenimore Chatterton of Carbon and Natrona counties and there being no further nomination, Hon Fenimore Chatterton was elected Vice President of the Senate by a unanimous vote.

The election of permanent officers was then proceeded with resulting as follows:-

Chief Clerk J.E. Arguheimer.
Assistant Chief Clerk E.A. Dodd.
Enrolling and Engrossing Clerk Mrs. F.L. Henderson.
Assistant Enrolling and Engrossing Clerk Miss Marie Maynard.
Sergeant-at-Arms Chas McDougall.
Chaplain, Rev Geo S. Packer.
Doorkeeper, Wm L. Ash.
Watchman, T. W. Ashford.
Messenger, Robert Shingle.

Mr. Chatterton moved, That a committee of three be appointed on Rules, with the President as Chairman, who shall report at 10.30 A.M. to-morrow.

That the Rules of the Senate of the first State Legislature govern the action of the Senate in the meantime, which motion prevailed, and the chair appointed as members of such committee Messrs Chatterton and Holliday.

The following resolution was presented:-

Senate Resolution No. 1 ... By. F. Chatterton

Whereas, Harry S. Henderson, was duly appointed and commissioned on December 20th, 1892 by Amos W. Barber, the then Acting Governor, of the State of Wyoming, as State Examiner, to fill the vacancy occasioned by the resignation of Jos Ware Foster:

Now therefore be it Resolved, by the Senate, that the said appointment of the said Harry S. Henderson, to the office of State Examiner, be and the same is hereby advised, consented to and confirmed.

Mr. Chatterton moved that Senate Resolution No 1 be adopted.

The ayes and nays being ordered on the adoption of the resolution, and the roll being called, the vote thereon resulted as follows:-

Ayes, Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Merrill, Richards, Russel, Mr. President. —— 10

Nays, Messrs Holliday, Hurt, Karis, Kinne, Miller — 5

Absent — Mr. Fisdale — 1.

Mr President thereupon declared that Senate

Resolution No 1. had been adopted by the Senate.

On motion of Mr Holliday the Chief Clerk was directed to inform the House that the Senate is duly organized and ready for the transaction of business.

Mr McCormick moved that a committee of two be appointed by the chair, to notify His Excellency the Governor that the Senate is duly organized and ready to receive any communication which he may desire to make which motion prevailed and the chair appointed as such committee Messrs Richards and Hirt.

The committee soon appeared and reported that the Governor would be ready to communicate with the Senate and House at any time after 10 o'clock A.M. tomorrow

On motion of Mr McCormick the report was accepted.

On motion of Mr Kelch the Senate adjourned until 10 o'clock A.M. to-morrow.

J. Stephenson
Chief Clerk

SENATE JOURNAL,

Second Day

Senate Chamber
Cheyenne Wyo Jany 11-1893

The Senate met pursuant to adjournment at 10 o'clock A.M.
Mr. President in the Chair

Roll call

Present - Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President

Absent - Mr Tisdale

Prayer by the Chaplain

The Journal of the preceeding day was read.

Mr Kabis moved that the Journal be amended by inserting after the report of the Minority of the Committee on Credentials all of the documents which accompanied the said report of the Minority.

The yeas and nays were ordered on the motion, and the roll being called the vote thereon resulted as follows:

Yeas - Messrs Holliday, Kabis, Kime — 3.

Nays - Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President — 11.

Absent - Messrs Hurt, Tisdale — 2

The President thereupon declared the motion of Mr Kabis to amend the Journal - lost.

The Journal, as read, was then approved.

Mr Holliday moved that all the documents which accompanied the report of the Minority of the Committee on Credentials be read to the Senate by the Chief Clerk for the information of the members, which motion prevailed and the documents were read accordingly.

Message from the House

The following message was received from the House,

House of Representatives
Cheyenne, Wyo, Jany 11-1893

Hon President of the Senate
Sir:-

I am directed to inform your honorable body that the House of Representatives of the Second Legislature of the State of Wyoming, is now duly organized and ready for the transaction of business, and has elected the following officers; viz:-

Speaker — Hon L. L. Tidball,
Chief Clerk, — H. D. Merritt,
Assistant Chief Clerk, — Robt. A Hocker,
Enrolling and Engrossing Clerk. — W. H. Kent,
Sergeant-at-Arms, — Fred. G. Wolf,
Messenger, — Howard Chaffin
Door Keeper. — A. J. Alvord
Chaplain, — Rev. G. W. Angleberger.

Very Respectfully,
H. D. Merritt.
Chief Clerk.

Mr. Richards moved that a committee of two be appointed by the President to wait upon one of the Justices of the Supreme Court, and invite him to visit the Senate Chamber and administer the oath of office to the permanent officers of the Senate who may be present which motion prevailed and the President appointed as such Committee Messrs Richards and Fitch.

The foregoing committee retired and soon returned with the Honorable Justice A.B. Conaway of the Supreme Court of Wyoming who administered the oath of office as prescribed by the Constitution of the State of Wyoming and by law to the following named officers of the Senate:-

President — W. W. Mondell,
Chief Clerk — J. C. Argeshimer
Assistant Enrolling and Engrossing Clerk Miss Marie Maynard
Sergeant-at-Arms — Chas McDougall
Door Keeper — Wm. L. Ash
Watchman — J. W. Ashford
Messenger — Robert Shingle

On Motion of Mr. McCormick the thanks of the Senate were extended to Hon Justice A.B. Conaway for his courtesy in complying with the request of the Senate.

Message from the House

The following message was received from the House

House of Representatives
Cheyenne Jany 11- 1893

Hon President of the Senate.

Sir:

I am directed to inform your honorable body that the Speaker has appointed Messrs Harper, Burke, and Snyder, on the part of the House as a Joint Committee to wait upon the Governor to inform him that the Legislature is organized and ready to receive any communications he may have to make.

Respectfully Yours
A. D. Merritt
Chief Clerk

Mr Holliday moved the appointment of a joint committee of two on the part of the Senate to act with a like committee of the House, to notify the Governor, that the Senate and House of Representatives are duly organized and prepared to receive any communication he may desire to make, which motion prevailed and the chair appointed as such committee on the part of the Senate Messrs Richards and Hunt.

Mr Holliday offered the following resolution which was adopted.

Resolved, That a committee of two members of the Senate be appointed to act with a like committee of the House of Representatives as a committee on Joint Rules for the Senate and House of Representatives.

Under the foregoing resolution the President appointed as such Committee on the part of the Senate, Messrs Holliday and Creighton.

The joint committee appointed to notify the Governor of the organization of the Senate and House of Representatives, reported that the Governor had been duly notified and would be pleased to submit his message to a joint session of the Senate and House at 2 o'clock this afternoon.

On motion of Mr Mc Cormick the report of the joint committee was adopted.

On motion of Mr Holliday the joint committee on the part of the Senate was instructed to act with the joint committee on the part of the House to escort the Governor to the joint session of the Senate and House this afternoon.

The following messages were received from the House

STATE OF WYOMING.

House of Representatives

Cheyenne Jany 11th 1893

Hon President of the Senate.

Sir:-

I have the honor to inform your honorable body that the House has requested the honor of your presence in the Hall of the House of Representatives this afternoon at two o'clock ~~this afternoon~~ p.m.

In order that the Legislature may be convened in Joint Session to listen to the Message from His Excellency the Governor

Very Respectfully

H. D. Merritt

Chief Clerk

House of Representatives

Cheyenne, Jany 11th 1893

Hon. President of the Senate

Sir:

I have the honor to inform your honorable body that the House has this day appointed a committee consisting of Messrs Snyder, Hurd, and Burke to act with the committee on Joint Rules, appointed by the Senate this day

Respectfully

H. D. Merritt

Chief Clerk

Mr. Fitch offered the following resolution which was adopted:-

Resolved; That the officers and members of the Senate shall proceed in a body to the Hall of the House of Representatives at 2 o'clock p.m. to day to listen to the reading of the message of the Governor of Wyoming.

On motion of Mr. McCormick the Senate stood in recess until 1:45 o'clock p.m.

Afternoon Session

The Senate reassembled at 1:45 o'clock p.m.

Mr. President in the chair

Mr. Holliday moved that the Senate do now proceed to the Hall of the House of Representatives for the purpose of meeting the House in Joint Session to receive the message of the Governor of Wyoming, which motion prevailed and the Senate proceeded to the Hall of the House of Representatives

SENATE JOURNAL,

Joint Session

Hall of the House of Representatives
Cheyenne, Wyo. Jany 11th 1893

At 2 o-clock p.m. the Senate and House of Representatives of the Legislature of Wyoming convened in joint session for the purpose of receiving the message of the Governor of Wyoming

The President of the Senate presiding.

The Chief Clerk of the Senate called the roll of the Senate, and all members there of responded, except Mr Tisdale who was absent

The Chief Clerk of the House called the roll of the House, and all members thereof responded as their names were called

The Governor appeared accompanied by the joint committee of the Senate and House

The Chief Clerk of the House at once read the message of the Governor, as follows:-

Message of the Governor.

Gentlemen of the Senate and House of Representatives:

It becomes my duty at this time to address you as the representative of a sovereign people, and as your chief representative to place before you such information, and make such recommendations as lie in my power.

I esteem it a high honor to greet you in session as the second legislative assembly of the State of Wyoming, to extend to you a cordial welcome and to express my best wishes for the successful accomplishment of the arduous work upon which you are about to enter. I feel confident that with a due sense of the responsibilities you have assumed, demanding your best wisdom, ability, and study, you will meet the wishes of your constituency, and that the highest interests of the State will be advanced by your earnest deliberations and conservative legislation.

Our Present Condition

No legislative body ever convened ever convened upon Wyoming soil was confronted by a situation like the present. You have to deal with questions of vital importance,

the pages of history are open to receive the record of your transactions; permit me to express the belief that as fearless and conscientious public servants, animated with considerations of honor and justice, you will make that record a bright and enduring one, and from this period Wyoming will shine as one of the brightest stars in the political firmament.

Referring to the messages of my predecessors, I find it the universal custom to congratulate the citizens of the State upon their happy and prosperous condition.

I deeply regret that I do not feel justified in following such a time honored precedent; it would not be true to say that the state is advancing in prosperity or increasing in population, as we would desire to see it; during the past year few signs of prosperity have been visible. There is an unmistakable reason for this, to which it becomes my duty to refer.

The Recent Disturbances

The lawless invasion of the State by an armed body of invaders with its accompanying crimes, occurring under the administration of my predecessor in office, has given our state an unenviable pre-eminence in reputation and grievously interfered with its material advancement.

The fact that this invasion was organized and assisted by parties high in official and social position, that our congressional representatives in Washington gave out to the country and national administration that lawlessness reigned in Wyoming, that they procured the quartering of United States troops upon our soil, and the issuance of a presidential proclamation of outlawry, was sufficient to deter immigration, paralyze our industries and prevent the investment of capital from abroad.

It was thought necessary to wantonly slander our state, to excuse the crimes of the invaders, and I need not say to you that it becomes your duty, as conservators of the honor, peace and dignity of this commonwealth, to make such expression, by resolution or otherwise, as will vindicate our good name before the world.

As governor of Wyoming I deem it my duty to state in this public message, what every member of this assembly knows to be true, that there exists nowhere in this unite-

of states a community more intelligent, law-abiding, peaceful and patriotic than that which comprises the citizens and settlers of Wyoming.

In every part of our domain our courts have always been open for the redress of wrong. The rights of persons and property are and have been respected, and with the exception of the unfortunate disturbances referred to, caused by non-residents and hired assasins from Texas, peace and order have universally prevailed.

Immigration and Development

In this connection I am glad to express the hope that we are now upon the threshold of a new era of material prosperity, to advance which I invite your earnest co-operation.

Your attention is therefore called to the need of some legislation to assist the more rapid development of our great natural resources and encourage the immigration of settlers to our state. It is truly said that "men constitute a state." The great need of Wyoming at this time is the influx of settlers and the investment of capital. We have rich and productive agricultural valleys, large grazing areas, vast forests of timber, numerous rivers and small streams and a favored climate; we have the largest coal measures in the world. Immense deposits of the world's great commercial products, iron, petroleum, asbestos, and soda, as well as numerous mines of precious metals. Such agricultural and mineral wealth yet comparatively undeveloped, sufficient to build up an empire and support several millions of people with prosperous and happy homes. It is only necessary to bring these facts to the attention of the overcrowded east and foreign countries, to bring more money, brains and muscle to our state. With our mines and industries in operation our agricultural districts will find an ample remunerative market for all their products.

To advertise its attractions and opportunities some systematic and organized effort should be made under the official sanction of the state. Whether our financial condition will allow the establishment of a bureau of immigration at this time I am unable to say, but I believe some such measure of vital necessity to our future growth and industrial progress.

We are now merging from the pioneer period and in

my judgment the outlay required may be repaid many fold in the increase of population and valuation of property, thus assured.

Our United States Senator.

One of the most important and serious duties devolving upon this body during the present session will be the election of a United States senator, to succeed the Honorable Francis E. Warren. As your session is limited by the constitution to the brief period of forty days, I hope you will harmoniously discharge this duty as soon as possible in order that sufficient time may be allowed for much needed legislation.

Out of the many aspirants for this exalted position, having the ability, attainments, and purity of character, to represent this place with honor, I have no doubt you will make a fitting selection. I deem it important that such a gentleman, should properly represent the sentiments of our state on the silver question. While it does not properly come within the province of this body to legislate directly upon this national question, it is one which effects the welfare of each individual citizen of our state.

You have in your power, in electing a United States senator of such views, or by expressing your views by joint resolution, to place Wyoming in its proper position as one of the states championing the free and unlimited coinage of the white metal.

The act demonetizing silver in 1873 was a crime which entailed serious financial evils upon the masses of the people in every state, the sudden contraction of our volume of currency thus accomplished, while our national industries are constantly expanding, and our population rapidly increasing, and therefor demanding an increase of money circulation could not but produce disaster.

The act was solely in the interest of the monied class. and against the interest of the producing and laboring classes. Its effect has been to vastly increase the purchasing power of money, and to depreciate the value of every form of production, property and labor.

Wyoming, through this honorable body, should speak by its actions and resolutions with no uncertain sound, and our representatives in congress should be men, whose utterances and labors will be earnestly devoted upon

occasions to the restoration of silver to its rightful position.

Joint Memorial in Behalf of New States.

The right of self-government being universally acknowledged as the basis of our American system, the people cannot but sympathize with those communities in our national domain who are still under the ban of territorial government. I deem it but an act of justice that the territories of Utah, New Mexico, and Arizona should be admitted into the union as sovereign states, and their people be given the full right of American citizenship. They have the wealth, resources, population and intelligence to fully qualify them for the duties and responsibilities thus incurred, and I would suggest that this honorable memorialize our national congress, and urge speedy action in their behalf, that they may soon become equal in rights, privileges and dignity with the other states of the Inter-mountain region.

Corrective Legislation

During the brief time I have had to study the wants of our state, I have become convinced that many essential enactments will demand your consideration.

The repeal of burdensome and oppressive laws, enacted through through the influence and in the exclusive interests of favored classes are demanded by the people. Laws assuring settlers, working men and capitalists full protection to personal and property rights should be passed. The recent flagrant violations of the constitution and laws, will sufficiently indicate the scope of such needed enactments.

Some amending legislation is needed to better enforce and interpret laws already upon our statute books.

Class Legislation must be avoided.

The national protest heard in thundering tones all over the land on the 8th of November last and the voice of the people of our own state, by which they expressed their condemnation of special legislation which aggrandizes the few and impoverishes the many, may well be heeded by us.

The Stock Commission Laws.

One of the most oppressive and unjust laws upon our statute books, is an act providing for a board of live stock commissioners. The despotic powers assumed by the commissioners and their employes, under this act, including

the seizure of live stock in transit in or out of the state, the virtual confiscation of such property without due process of law by deputies acting under the presumption that the owner or shipper of estrays, so called, is a thief until he can prove himself innocent, and that such an employee can at one and the same time act the role of judge, jury and sheriff, are powers clearly unconstitutional, unjust and abhorrent to every principle of justice.

Other powers delegated to the commission are excessive and arbitrary. They are not required to give bond, they may appoint any number of deputies, at a salary of one hundred and fifty dollars per month, and paid upon their bonds. They may station such deputies anywhere in or out of the state, and the expense of their employment is paid from a so-called inspection fund appropriated by the state, and raised by general taxation, such fund amounting during the last five years, to ten thousand dollars; other expenses such as advertising, office rent, telegraphing etc are paid from the same fund.

Under our constitution no person can be deprived, without due process of law, and no person can be charged with and convicted of a crime, without a hearing and trial before a jury; the present autocratic board of live stock commissioners unconstitutionally assume all of these acts.

The enactment is a disgrace to our statutes and should be promptly repealed. While the rights and property of owners of cattle are no more sacred than the rights and properties of other men, still they should vigorously protected under general statutory provisions.

Proper protection and inspection should be provided at the expense of the parties benefitted. If deemed absolutely essential a special commission might be created to designate and divide the state into round-up districts and to transact such other business as may be necessary in gathering and branding cattle providing the acts of such commission are not unconstitutional

Election Laws.

The need of a thorough revision of our election laws is emphasized by the recent glaring attempts to defraud a large number of the electors of this state, of their ballots cast at the last election. A free and untrammeled ballot

and an honest count are sacred to American free men, and must be secured at all hazards. Otherwise our free government is a failure. The laws on this subject should be made so clear and definite as to need no interpretation in order that the supremacy of the will of the people may be established. They should be so secure to the understanding of the common mind, and the common sense of our voters, as to leave no chance for juggling of the politicians and the double interpretations of the attourneys. The gaze of the nation has for weeks past, been fixed upon Wyoming, in view of the attempted bold fraud of unscrupulous politic bosses to reverse the will of the voters, as emphatically expressed at the ballot box. Happily the infamous scheme did not avail, when the authority of our highest court, to whom all honor is due, was invoked; but we were plainly on the danger line of civil disturbances and conflicts which would have been calamitous, not only to the business interests, but also to the peace of our state. I trust you will see to it that our election laws are so revised and corrected that no corrupt star-chamber canvassing board, either county or state, acting under the direction of political ringsters, or shrewd legal advisors, without conscience or honor, will attempt to overthrow the will of the people, and I sincerely hope that such lamentable occurrences will never again darken our history. While upon this subject I would suggest that in my opinion balloting would be greatly simplified and counting of the vote expedited by having ballots printed, each ticket in a column separate, instead of mixing the names of the candidates of different political parties, so that any voter who may desire to vote a straight ticket can manifest such desire by making an "X" in a square at the top of a column, also that the canvassing board be authorized to canvass the vote for member of congress, governor, judge of the supreme court and other state officers and that such board be empowered to issue certificates of election to officers regularly elected, as in the absence of any provision in our present laws conferring such authority, it unfortunately becomes the duty of an officer elected by the people. To ascertain by some other officiae method the true canvass of the votes cast, and when the result is so ascertained beyond question, the officer must

qualify and assume the duties of his office if he desires to prove himself worthy of the confidence reposed by the people In the absence of such express provisions there is no higher tribunal than the will of the majority of the electors honestly expressed at the ballot box and to such we must all honestly submit.

State Veterinarian.

I would recommend the abolishment of the office of state veterinarian. I find upon examination that many of the older states do not have such an office, and I am convinced that Wyoming will not suffer materially by such a change.

If you do not deem it advisable to abolish this office, I would suggest that there should be imposed upon him the duty of inspecting sheep, and the adoption of proper measures for preventing the dissemination of scab and other contagious diseases among sheep, as well as other live stock, in accordance with his duties as prescribed by law. In the latter case, I would also recommend the repeal of the law authorizing county commissioners to appoint sheep inspectors, as experience has demonstrated the present law to be inadequate for the purpose sought.

Apportionments

The last legislature failed to pass any apportionment bill for the members of the senate and house of representatives although the constitution requires it. It becomes your duty to enact such a bill at this session, and also to provide that the counties of Natrona and Weston should have separate representation, as the constitution declares that "each county shall constitute a senatorial and representative district, and also that "each county shall have at least one senator and one representative."

Interest on State Funds

In compliance with sections 7 and 8, article 15, of the constitution I urge upon you that you supplement the above constitutional provision, with whatever legislation is necessary, to make the duty of collecting interest on the state funds and payment thereof into a state treasury imperative, and declaring a failure to do so a felony, and provide adequate punishment for its commission. In our sister state of Colorado under the provisions of such a law over $71,000.00 of interest money has been added to the treasury dur-

the past two years, where heretofore every dollar was retained by the state treasurer.

Game Laws

The wanton destruction of game most assuredly demands some remedial legislation, I am informed there was shipped from the city of Rawlins, during the past year over fifty thousand pounds of deer, elk and antelope meat, and I presume similar shipments have been made large from other railroad points. Game consignments are undoubtedly received by transportation companies under the false pretext of consignors, that such game was killed in Utah, Colorado and other states contiguous to Wyoming. The present law does not prevent railway and express companies from receiving game or hides in transit from other states, hence by means of false affidavits, the penalty for the illegal destruction of game is easily avoided.

Revenue Laws.

Our revenue laws need revision in many respects. Numerous unsettled tax cases now in the courts in different parts of the state and counties are evidence of the defecting and conflicting provisions which such laws contain. Uniform valuation of lands which differ greatly in value, is unjust and contrary to our constitution, (Sec. 28 article 1 and Sect 11, article 15, of the constitution) Under present statutory provisions, both mortgages and the property upon which they are placed, are subject to taxation. This makes double taxation which you readily observe, unjust and wrong in principle. Various states have regulated this matter in different ways, some by taking real estate and exempting the mortgaged, others by allowing the owners of real estate encumbered by mortgage, to deduct the amount of indebtedness so secured from the assessment of such property.

Water Rights

The law regarding water right contests is extremely vague and imperfect. It requires notice to be given not less than ten and not more than fifteen days before the date of hearing. There is no provision for compelling the attendance of witnesses, nor for the payment of their fees; its mode of procedure is prescribed, hence there is no time to serve notices, as required under the code of civil procedure to take depositions of absent witnesses. This gives advantages to the rich over the

poor in such contests.

Having carefully considered the state engineer's report, which is very complete and exhaustive, I would earnestly request you to examine his recommendation for alteration in the laws which govern a matter so important as the decreeing of water rights, which really determines the value of land in this arid region.

Probate Procedure Etc

The probate code should be so amended and revised as to permit the settlement of small estates with as little delay and expense as possible. The present law provides, that in case of estates of $ 500.00 or less, the clerk of the court may act as administrator, but the manner of procedure is intricate and expensive. I would recommend that the law be so amended as to provide that in all estates less than $1,000, the clerk of the court or court commissioner (if one is provided in accordance with recommendation of attorney general in his report) shall act as public administrator, and that procedure in such cases be made as inexpensive as possible.

Again, our old law requiring a surviving partner to give bond when settling up partnership affairs, is not included in the present enactment, and leaves an opening for fraud. The last legislature increased the time for suit-law on open accounts, from four to eight years, and left debts on written instruments, such as note and contracts, to outlaw after five years. This, in my opinion is unreasonable, as open accounts, verbal contracts, or oral agreements are much harder to prove after a lapse of time, than is a note or other written instrument. It is the universal practice in other states to have the outlaw to run longer upon written instruments than upon open accounts.

The present law regulating the practice of pharmacy is inoperative, on account of failure to appropriate funds to defray the expense of organizing the board of commissioners and other expenses incident to carrying out the provisions of the law. I would recommend the appropriation of a contingent fund of $1.000 to pay such expenses incurred by the board of commissioners as is needed to put the law in operation.

The Worlds Fair

I learn with regret that there is no provision in the

law authorizing the appointment of a board of commissioners for the World's Columbian exposition, which requires them to report their acts or expenditures. In the absence of such a report, I am unable to acquaint you with the progress made by our board of commissioners in their work, or the condition of the fund placed at their disposal.

I deem it very important that our exhibit should be as extensive and attractive as the funds appropriated for the purpose will admit. Wyoming needs such an opportunity to show the world something of its wonderful resources, especially as we have no bill of immigration, or any board whose duty it is to set forth the attractions and advantages of our state as a place for the investment of capital, or the home of the settler. In view of the fact that our state has appropriated a large sum of money for a Columbian exhibit, I would suggest that the manner in which it has been applied would be a fit subject for inquiry on the part of this body, and I would advise such supplementary legislation as an investigation would show to be necessary in the premises.

Attorney Generals Report.

I find in the attorney general's report a recommendation that the legislature provide for the purchase of two hundred and fifty volumes of "Report of Supreme Court, 1883." These reports have already been published by the West Publishing company of Saint Paul, Minn. And I would suggest that their proposition to sell such a number be accepted if it shall be found after investigation that the work cannot be done in this state as cheaply and as advantageously. If the bill of Messrs Britton and Gray, referred to in this report, for legal services rendered in the case before the commissioner of the General Land Office in Washington touching the boundaries of the section of land selected for the state fish hatchery is for services engaged by proper authority, I must certainly endorse the attorney general's recommendation that law appropriation be made to pay the same. I desire to call your attention to the legislation advised, by the attorney general, for improvement of the statutes. After carefully examining the matter, I am convinced that his recommendation should receive your attention.

Communication from American Bar Association

I am in receipt of a communication from a member of the committee on uniform laws of the American Bar association which well may be considered by your judiciary committee and referred to you. It contemplates the idea of co-operation between the different states in the enactment of uniform laws upon various subjects upon which laws could be assimilated to facilitate the transaction of business and reconcile as far as possible widely differing statutes. Anything tending to harmonize and unify our complex system of state laws should, in my judgement, be encouraged.

The Rawlins State Building.

The report of the state board of charities and reforms contains a recommendation regarding the completion of the state penitentiary at Rawlins. The work of construction upon this building was stopped at a period when it was not in a fit condition to be left exposed to the elements, and this property of the state suffers greatly as time elapses. It is imperatively necessary that an appropriation should be made sufficient to build the third story and put a roof on the main administration building; also to put in windows and doors to protect the work already done. Other considerations make such an appropriation necessary at this session. This report states that "the time is not far distant when the present accomodations at the Laramie penitentiary will be totally inadequate to meet the needs of the state, and as crowding the prisoners is antagonistic to health and discipline, we believe that legislation at this time, having for its object the furnishing of increased accomodations for penitentiary purposes, is wise and timely. Such accomodations as will soon be required can be secured to the state by the early completion of the state penitentiary at Rawlins. On this property there has been expended the sum of $31,844.41 and it was doubtless presumed by the members of the legislature making the original appropriation that subsequent legislatures would authorize the continuance of the work to completion. Whatever may have been the circumstances controlling the actions of past legislative bodies, the facts for the consideration of the second state legislature are unquestionable and this state will soon require more room and better facilities for the care of its convicts, and"

the most practicable method of meeting this requirement is by passing such legislation as will authorize the completion of the unfinished at Rawlins. It is therefore respectfully recommended that a direct appropriation together with an annual tax levy to complete the work, be authorized by this legislature.

Further recommendations are made in the report quoted, which commend themselves to my judgement. The number of state prisoners having considerably increased, will require an increased appropriation over the amount appropriated two years ago. A law should be passed to allow state prisoners "good time" also a suit of clothing and a small sum of money on their discharge from the penitentiary. These provisions are universally in vogue, and are plainly dictated by the best humanitarian sentiment.

Branch Fish Hatchery

The fish commissioner in his annual report recommends that the sum of $500. be appropriated for the purpose of establishing a small branch fish hatchery at Sundance in Crook County, to supply the entire northern portion of the state with fish. As it is impossible to transport live fish from the main hatchery at Laramie to such distant points, I would certainly advise this appropriation, if the northern portion of the state suffers from being so far from the main source of supply.

The State Seal.

I would recommend the repeal of that portion of section one, Chapter 62, of the session laws of 1890-91, which refers to the description of the great seal of the state, for reasons embodied in the report of the secretary of state, and an insertion in place thereof of a description in accordance with the design also recommended in his report, with this exception, that either the word sheep be appropriately inserted to represent the wool growing interests, which is one of the most important in the state, or perhaps better, to have the word live-stock inserted in lieu of the word cattle, which will include alike cattle, sheep and horses.

Report of State Officers

I have devoted the brief period available since the receipt of the reports of the various state officers, to their consideration, but have found it impossible in so short a time to deal with the numerous subjects therein

contained with a thoroughness and detail their importance demands. For this reason I have transmitted here-with, such reports are made to me direct, which with other reports submitted to you, should be carefully scrutinized in order that the valuable suggestions therein contained may be intelligently acted upon. In this connection, I desire to call your attention to the fact that the report of the state mine inspector is not in my possession.

I am informed by ex-Acting Gov. Barber that the carpet now in the governor's private office does not belong to the state and that the large book-case in the governor's public office was purchased out of the secretary of state's contingent fund. I am also informed that a large chair, upholstered in Russian leather and other furniture originally purchased for the governor's office are missing. The first two articles mentioned are needed in the office, and I would recommend that some provision be made to purchase them, in order that they may become the property of the state. If the latter articles really belong to the governor's office, they should be returned; to avoid any further misunderstanding, in regard to the shortage of furniture, it might be well to have a committee appointed to investigate the matter.

Pardons Granted

Section 5, Article 4 of the constitution, makes it the duty of the governor to communicate to the legislature at each regular session, each case of remission of fine, reprieve, commutation or pardon granted by him during his official term, stating the name of the convict, crime for which he or she was convicted, and other circumstances connected there-with. Since my predecessor in office has furnished no such report, I have deemed it advisable to embody in my message, the required information regarding all pardons issued during the past two years.

Frank Wilbor, restored to citizenship June 15, 1891; crime, grand larceny as bailee; sentenced to one year and six months sentenced December 30, 1890. Reasons, good behaviour while in confinement, and recommendation from warden of penitentiary.

Frank Weller, pardoned Feb 18, 1891; crime forgery; sentence fifteen months, sentenced November, 1890 Reasons, petition and recommendation from prosecuting attorney.

James O'bonnor, restored to citizenship Sept. 22, 1891; crime grand larceny; sentence three years; sentenced [illegible]

1888 from brook county. Reasons good behaviour while in confinement, and recommendation from warden of penitentiary.

Con. Johnson, restored to citizenship Feb 26, 1892; crime, larceny; sentence, five years; sentenced, September 1887 from Sweetwater county. Reasons, good behaviour and recommendation from warden of penitentiary.

Hugh Hynds, pardoned March 8. 1892. crime, indecent exposure; sentence, $10 fine and thirty days imprisonment in county jail. Albany county, Feb 26 1892. Recommended by justice and petition

Lew. Anderson, restored to citizenship Feb. 26, 1892; crime grand larceny; sentence one year; sentenced October 1889 reasons; good behavior and recommendations from warden of penitentiary.

Lee Sackett, pardoned March 12th, 1892; sentence one year; sentenced December 1889 from Carbon county; reasons good behaviour, recommendations from Senator Carey Etc.

Thomas Kain, restored to citizenship March 14th, 1892; crime, obtaining money under false pretenses; sentence two years, sentenced Nov 1888, reasons, good behaviour and recommendation from warden of penitentiary.

Chester D. Page pardoned June 16. 1892; crime, killing livestock; sentence one year; sentenced Nov. 1891 from Johnson county, reasons recommendation from Judge Blake and petition.

Ching Ling Hy. pardoned June 16. 1892; crime murder; sentence, life; sentenced September 1888 reasons recommendations from Judge Knight, warden of penitentiary, and good behaviour while in prison.

Isaac Marshall pardoned July 11. 1892: crime, assault with intent to kill; sentence 18 months; date, Dec. 1891 reasons, recommendation from state board of charities

Edward Lake. pardoned Aug 3. 1892: crime, petit larceny; sentence 60 days in county jail in Albany county and $20.00 fine; sentenced June 16. 1892. Reasons, paid fine costs, wife and child depending on him for support, and petition

John Nalen, pardoned Oct. 20. 1892; crime, burglary; sentence, four years; sentenced March 1890 from Albany county. Reasons, failing health, recommendation from Judge Groesbeck and warden of penitentiary

Charles Berry, pardoned Dec 31 1892; crime, assault with intent to commit murder; sentenced September 1888 from Sweetwater county. Reasons. good conduct

recommendation from Judge Conaway and petition.

John Denhart pardoned Dec. 31, 1892; crime murder; sentence, life; sentenced April 1889 from Uinta county. Reasons recommendation from warden, prosecuting attorney and petition.

Elmer Clark, pardoned March 22 1892; crime, grand larceny; sentenced July 1890, from Fremont county for two years. Reasons, letter from prisoner's mother and recommendation from penitentiary commissioners, and petition.

Charles Crawford, pardoned April 9 1892; crime, attempt to commit man slaughter; sentence five years; sentenced August 1890 from Weston County. Reasons, good behaviour, recommendation from Judge VanDevanter, prosecuting attorney and petition.

John Garrett, pardoned May 28 1892; crime, grand larceny. sentenced September 1891, from Albany county. Reasons good behaviour; recommendation from prosecutidg attorney and petition.

Clinton Willett, pardoned May 24 1892; crime burglary; sentence four years; sentenced March 1890 from Albany county. Reasons, small value of property stolen, petition, recommendation from prosecuting attorney and good behaviour.

Robert C. Jaines, pardoned May 24 1892; crime, obtaining goods under false pretences, sentenced Set 5. in Albany county, to three months imprisonment in jail and $50 fine, Reasons recommendation from prosecuting attorney and chairman of board of county commissionerk.

J. C. Chenduith pardoned may 31. 1892; crime, burglary, sentenced December 1889 from Albany county, for four yeers in penitentiary. Reasons, recommendation from prosecuting attorney, mitigating circumstances surrounding commission of crime and good behaviour.

James Moore, pardoned Jan. 10. 1893; crime larceny, sentenced June 17. 1892 from Laramie county for three years. Reasons, information furnished to officers of Laramie county whereby four theevs have been arrested, the need of prisoner at the trial, of said four theevs, and petition from citizens of Laramie county. The last named was pardoned by me.

<u>Conclusion.</u>

I have briefly as possibly called your attention to various matters of importance upon which you will be called upon to deliberate in your capacity as law-makers. While I have

not been able to give these subjects the ample consideration which their importance demands, I confidentially refer them to you, relying upon your wise discretion and conscientious desire to faithfully serve the people of our beloved commonwealth. Your work for good or ill, will effect the welfare of our citizens for many generations. I believe you will bravely discharge the grave responsibilities you are about to assume; that your legislation will be in the interests of the whole people for the perpetuation of their rights and liberties, their happiness and prosperity; that the dark clouds which have hung along our horizon will all pass away; that Wyoming will soon be honored at home and abroad as the state of "equal rights for all, and special privileges for none." To that end let us all work together as one people forgetting party affiliations and religious belief, remembering that purity, justice and humanity are the attainments of the highest civilization and the most material progress.

I can assure you that I will at all times deem it a pleasure, as it is my duty to cooperate with you in the work of the session expressing the hope that your labors will be crowned with success, the approval of the people and the blessing of an all kind Providence

Gentlemen of the Senate and House of Representatives: I have the honor to submit herewith accompanying my message, the reports of the several state officers that have come into my possession, as follows, to wit:-

Report of the Secretary of State.
Second Annual Report of the State Board of Charities and Reform.
Report of the Board of Live Stock Commissioners.
Report of the Fish Commissioner 1892.
Report of the Fish Commissioner, 1891.
Report of State Librarian.
Bi-ennial Report of the State Capitol Commission.
Bi-ennial Report of the State Board for the Condemnation and Sale of Useless State Property.
Biennial Report of the Insurance Department.
Biennial Report of the Register of the State Board of Land Commissioners.
Report of the Inspector Generals Department, 1891.
Report of the Inspector Generals Department, 1892.
Report of the Attorney General

I haav the honor to request that the reports be carefully preserved and finally returned to the Executive Office, in order that the full benefit of their preservation may be secured to the public by having them filed among the archives of the State.

John E. Osborne
Governor

The reading of the message of the Governor now being concluded Mr Holliday moved that the joint session be dissolved, which motion prevailed, and the Senate repaired to the Senate Chamber.

The Senate reconvened in the Senate Chamber, Mr President in the chair

On motion of Mr Fitch, Rule 35 was suspended for the remainder of this day.

The following notice of the introduction of a bill was given:-

Senate Chamber

Cheyenne Jany 11th 1893

Mr President

I hereby give notice that on to-morrow or some subsequent day I will introduce a bill for An Act providing for the Great Seal of the State of Wyoming and describing the same

L. Fabia

The following resolution was presented:
Senate Resolution No 2 by Mr Russell

Whereas, Adelbert D. Chamberlain, was duly appointed and commissioned, on December 10th 1892, by Amos W. Barber, the then Acting Governor of the State of Wyoming, as Water Superintendent of Water Division No 4, to fill the vacancy occasioned by the resignation of William Hinton.

Now. Therefor be it Resolved, by the Senate, that the said appointment of the said Adelbert D. Chamberlain to the Office of Water Superintendent of Water ~~Division~~ No 4. be and the same is hereby advised, consented to and confirmed.

Mr Hamlin moved that Senate Resolution No 2 be adopted

The yeas and nays being ordered on the adoption of the resolution, and the roll being called the vote thereon resulted,

as follows:-

Yeas - Messrs Fitch, Hamlin, Holliday, Hoyt, Ludvigson, McCormick, Richards, Russel, Mr President. - 9

Nays - Messrs Hart, Kabis, Kline, Merrill, Miller - 5

Absent - Messrs Chatterton, Tisdale - 2

Mr President thereupon declared that Senate Resolution no 2 had been adopted by the Senate.

Mr Holliday, having voted on the prevailing side, gave notice that he would move a reconsideration of the vote just had on Senate Resolution no 2.

The following report was received:-

Senate Chamber

Cheyenne, Wyo., Jany 11th 1893

To the

Hon President of the Senate,

Your committee appointed to formulate rules for the government of the Senate, beg leave to offer the following report:

We recommend the adoption of the rules of the Senate of the first State Legislature with the following amendments to-wit:

That the following be added to Rule I,:-

"But a less number after waiting one hour for a quorum may adjourn from day to day."

That Rule II shall be amended and re-enacted so as to read as follows:

Rule II. The following standing committee shall be appointed by the President, Unless otherwise directed by the Senate; all standing committees shall consist of five members each

1. Judiciary.
2. Financed Expenditures Ways and Means.
3. Education and Public Libraries.
4. Public Buildings and Institutions.
5. Irrigation and Agriculture.
6. Stock Raising and Stock Laws.
7. County Affairs and County Boundaries.
8. Corporation and Municipal Laws.
9. Railroads and Transportation.
10. Elections.
11. Coal Mines.

12. Internal Improvements and Public Highways.
13. Immigration and Public Lands.
14. Federal Relations, Indian and Military Affairs.
15. Game and Fisheries
16. Sanitary affairs.
17. Mechanical, Manufacturing and Laboring Pursuits.
18. Mines and Mineral Product.
19. Public Printing, Joint Printing and Public accounts.
20. Legislativ Apportionment.
21. Worlds Columbian Exposition.
22. Engrossment
23. Enrollment
24. Rules

That all after the word "vote" in rule 21 shall be stricken out.

That rule 54 shall be amended and re-enacted so as to read as follows:-

"Rule 54 all messages shall be announced by the proper officer at the door of the Senate and may be received in any state of business except when a question is being put, while the yeas and nays are being called, or while the ballots are being taken."

That rule 55 be amended and re-enacted so as to read as follows:-

"Rule 55. No person not a member or officer of the Senate, or member or officer of the House shall be admitted within the bar of the Senate, except by special invitation on the part of the Senate or President thereof, but a majority may authorize the President to have the Senate cleared of all such persons."

W. H. Holliday
T. Chatterton

On motion of Mr Holliday the report of the committee on rules was received.

On motion of Mr Holliday the Senate resolved itself into a Committee of the Whole for the purpose of considering the recommendations and report of the committee on rules

Mr Hurt in the Chair

Upon rising the Committe of the Whole reported as follows

Mr President:

Your Committee of the Whole having had under consideration the recommendations and report of the Committee on rules beg leave to report as follows:-

That the rules of the Senate of the First Legislature of the State of Wyoming be adopted with the following amendments:-

That Rule I be amended as recommended by the committee on rules.

That Rule II be amended so as to read as follows:-

"Rule II. The following standing committees shall be appointed by the President, unless otherwise directed by the Senate; all standing committees shall consist of three (3) members each except committees Nos. 2. 3, 4, 5, 6, 7, 10, 11, 13, and 21 which shall consist of five (5) members each, and committee No 20 which shall consist of one member from each county.

1. Judiciary.
2. Finance Expenditures, and Ways and Means.
3. Education and Public Libraries.
4. Public Buildings and Institutions.
5. Irrigation and Agriculture.
6. Stock Raising and Stock Laws.
7. County Affairs and County Boundaries.
8. Corporations and Municipal Laws.
9. Railroads and Transportation.
10. Elections.
11. Coal Mines.
12. Internal Improvements and Public Highways.
13. Immigration and Public Lands.
14. Federal Relations, Indian and Military Affairs.
15. Game and Fisheries.
16. Sanitary Affairs.
17. Mechanical, Manufacturing and Laboring Pursuits.
18. Mines and Mineral Products.
19. Public Printing, Joint Printing and Public Accounts.
20. Legislative Apportionment.
21. Worlds Columbian Exposition.
22. Engrossment.
23. Enrollment.
24. Rules.

No change shall be made in any standing committee except by a vote of at least ten members and said committees shall take charge of and report upon all matters referred to them respectively

That Rule 6 be amended by striking out the words "President pro tem" and inserting in lieu there of the words "Vice President"

That where-ever the word "Secretary" occurs in any of the rules it be made to read "Chief Clerk".

That Rules 54 and 55 be amended as recommended by the committee on Rules.

That Rule 8 be amended by inserting the words "or to her" immediately following the word "him" in said rule

And that the Rules of the Senate of the First Legislature of the State of Wyoming, as thus amended be adopted

Joel J. Hurt
Chairman

Mr Holliday moved that the report of the Committee of the Whole be adopted, and that the Rules as recommended by said report, be the Rules of the Senate which motion prevailed

The Rules as adopted by the Senate are as follows:

Rules of the Senate

Hour of Meeting

1 The Senate shall meet each day of sitting at ten o-clock A.M. unless the Senate shall adjourn to some other hour. A majority of all the members of the Senate shall constitute a quorum, but a less number after waiting one hour for a quorum may adjourn from day to day.

Election of Officers

2. The officers of the Senate shall be elected by a majority of all the members ~~present~~ of the Senate.

Call to Order and Roll Call

3. The President shall take the chair at the hour fixed for the meeting of the Senate and call the members to order. The members shall thereupon take their respective seats, and the clerk shall proceed to call the roll of members, and the names of those present and absent shall be entered upon the journal.

SENATE JOURNAL,

Order of Business

4. The following shall be the order of business
1. Roll call
2. Prayer by the Chaplain
3. Reading, correction and approval of the journal
4. Unfinished business.
5. Notice of the introduction of bills
6. Petitions and memorials
7. Introduction, reading and reference of bills
8. House bills on first reading.
9. Reports from standing committees
10. Reports from select committees.
11. Resolutions
12. Consideration of bills on general file
13. Bills on second reading
14. Special orders of the day
15. Bills on third reading and final passage.

Absent Members and Officers

5 No member or officer shall absent himself from the service of the Senate except in case of sickness, without leave of a majority vote of the Senate first obtained; and in case a less number than a quorum of the Senate shall convene, the President shall have the power, and he is hereby authorized to send the sergeant-at-arms, or any other person or persons by him authorized, for any or all members absent without leave.

Duties of President

6. It shall be the general duty of the President:

1. To call the members to order, as hereinbefore provided.

2. To announce the business before the Senate in the order in which it is to be taken up.

3. To receive and submit in proper manner all motions and propositions presented by the members and to announce the result

4. To receive messages and other communications from other branches of the government and announce them to the Senate.

5. To authenticate by his signature, when necessary, all acts, orders and proceedings of the Senate.

6. To name the members of all committees unless otherwise directed by the Senate.

7. He may call any member to the chair, but such substitution shall not extend beyond an adjournment or recess

8. He shall have the regulation of such parts of the Capitol and its passages as are or maybe set apart for the use of the Senate and its officers.

9. He shall refer all matters to be committed to the committee most appropriate to take charge of the same.

10. He shall call a member to fill the chair whenever the Senate resolves itself into a committee of the whole.

11. He shall preserve order and decorum and may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide points of order, subject to an appeal to the Senate.

12. When the Senate is in committee of the whole, should there be any disturbance or disorderly conduct in the lobby or any ~~other~~ part of the Senate, the President shall immediately resume the chair, and shall have power to order the Senate cleared until order is restored.

13. The Senate shall elect a Vice-President who in the absence of the President, shall exercise all the powers and authority of the President, and shall perform all his duties.

Duties of Other Officers

Chief Clerk.

7. It shall be the duty of the Chief Clerk:

1. To keep a correct journal of the proceedings of the Senate.

2. To read aloud all papers handed to him for that purpose by any member.

3. To certify to, and transmit to the House, all bills, resolutions and other papers requiring the concurrence of the House, immediately after their passage.

4. To notify the House on the concurrence or disagreement by the Senate in any vote of the House.

5. To permit no papers or records belonging to the Senate to be taken out of its custody otherwise than in the regular course of business.

6. To perform all the duties pertaining to his office under the direction of the President.

Enrolling and Engrossing Clerk.

8 It shall be the duty of the enrolling and engrossing clerk to attend to and superintend the enrolling and engrossing, transcribing and copying of bills, resolutions and other papers turned over to him or her for that purpose, and to perform

all other duties pertaining to that office, under the direction of the President

Sergeant-at-Arms

9. The Sergeant-at-Arms shall execute all orders of the President of the Senate, and perform all duties that may be assigned him pertaining to the police and good order of the Senate. He shall, under the directions of the President exercise supervision over the ingress and egress of all persons to and from the Senate, and shall see that messages, etc., are properly executed.

Messenger and Watchman.

10. The messenger and watchman shall perform their respective duties under the direction of the President

Committees

11. The following standing committees shall be appointed by the President, unless otherwise directed by the Senate; all standing committees shall consist of three (3) members each except committees Nos. 2 3 4 5 6 7 10 11 13 21 and 24 which shall consist of five (5) members each, and committee No. 20 which shall consist of one member from each county:—

1. Judiciary.
2. Finance Expenditures and Ways and Means.
3. Education and Public Libraries.
4. Public Buildings and Institutions.
5. Irrigation and Agriculture
6. Stock Raising and Stock Laws.
7. County Affairs and County Boundaries
8. Corporations and Municipal Laws.
9. Railroads and Transportation.
10. Elections.
11. Coal Mines
12. Internal Improvements and Public Highways.
13. Immigration and Public Lands.
14. Federal Relations, Indian and Military affairs.
15. Game and Fisheries.
16. Sanitary Affairs.
17. Mechanical, Manufacturing and Laboring Pursuits
18. Mines and Mineral Products.
19. Public Printing, Joint Printing and Public Accounts
20. Legislative Apportionment.

21. Worlds Columbian Exposition
22. Engrossment
23. Enrollment
24. Rules.

No change shall be made in any standing committee except by a vote of at least ten members, and said committees shall take charge of and report upon all matters referred to them respectively.

Notice

12. At least one day's notice shall be given in writing of the intention to introduce a bill.

All Bills and other Papers to be Endorsed

13. All bills, resolutions and other papers before being presented to the Chief Clerk shall be endorsed with their proper titles and name of the member who introduces the same.

Manner of Introducing Bills

14. When the "Introduction of Bills" is in order any member who desires to introduce a bill, shall rise from his seat, and respectfully address himself to "Mr President." Upon being recognized by the President he shall make the following announcement: "I ask leave to introduce a Bill." The bill shall then be sent by the messenger to the chief Clerk, who shall immediately proceed to read the same, at length, and the President shall announce, "First reading of the bill," and shall refer the same to some appropriate standing committee, but the Senate may on motion direct to what committee any matter shall be referred in case objection be made to the commitment by the President; provided that after the first reading, all bills shall be considered as having been referred to the joint committee on printing for the purpose of being printed only, without any motion to that effect.

Placed on the General File and considered by Committee of the Whole.

15. After a bill has been reported back to the Senate by the committee to whom the same was referred, it shall be placed on the general file, and in its regular order, and at the proper time it shall be taken up and considered by the Senate in committee of the whole, and after the committee rise and report, the bill shall lay over one day before it shall be read the second time.

Engrossed and Read a Third Time

16. The final question upon the second reading of every bill, resolution or other paper originating in the Senate and requiring three readings previous to being passed shall be: "Shall the bill be engrossed and read a third time?" And upon every such bill or paper originating in the House the question shall be: "Shall the bill be read a third time?" And unless objection be made thereto the President may so order in each of said cases

Question on Passage of Bills.

17. Upon the third reading of a bill the question shall be stated thus: "This bill (naming it by its number and title), having been read three several times, the question is: "Shall the bill pass?"

Yeas and Nays to be Taken.

18. On the passage of all bills, joint resolutions and memorials the yeas and nays shall be taken.

Cannot Vote after Decision.

19. When the yeas and nays shall be taken on any question in pursuance of the above rule, no member shall be permitted under any circumstances whatever to vote after the decision is announced from the chair.

Resolutions Granting Money or Requiring Signature of The Governor

20. All resolutions to grant money out of the contingent fund, or any other fund, or requiring the approval and signature of the Governor shall be introduced and disposed of in a similar manner to bills.

Three Readings.

21. Every bill shall receive three several readings previous to its being passed, and the President shall give notice at each reading whether it be the first, second or third reading, which reading shall be on three several days unless the Senate otherwise direct by a two-thirds vote. The President may direct that a bill be read by title only when on the first and second readings unless otherwise ~~ordered~~ by the Senate.

No Amendment After Third Reading

22. After the third reading of a bill or resolution no amendment shall be in order, except to fill blanks, without the unanimous consent of the Senate, provided, always, that any bill or resolution may be recommitted at any time previous to passage, and if any amendment be reported upon such commitment the bill or resolution shall be again considered by the Senate in Committee of the Whole, and read the second

time as before, after which the question for its engrossment and third reading shall be put.

Journal Entries

23. The titles of bills and only such parts thereof as shall be effected by the proposed amendments shall be inserted in the Journal

Amendments.

24. No bill shall be amended until after it has been reported upon by a standing or select committee or the committee of the Whole

May call for Reading of Papers

25. When a reading of a paper is called for it shall be read unless the same is objected to by some member, in which case the question shall be determined by a vote of the Senate, and without debate or amendment

Engrossments

26 When any bill or joint resolution shall be ordered to be engrossed, the same shall be considered as having been referred to the committee on engrossments, who shall at once without further order take charge of the bill or joint resolution and cause the same to be correctly engrossed

Privileged Reports.

27. The committees on engrossment, enrollment and joint printing shall have leave to report at any time when the Senate is in session

Addressing the President.

28. When any member is about to speak or deliver any matter to the Senate, he shall rise from his seat and respectfully address himself to "Mr. President," and shall confine himself to the question under consideration and avoid personalities, and when he has finished he shall take his seat

President to decide Who shall have the floor

29. When two or more members shall rise at the same time, the President shall name the person who ~~shall~~ speak first.

Call to Order while Speaking

30. When a member is called to order while speaking he shall forthwith take his seat until it shall be determined whether or not he is in order, except he be permitted to explain; and if a member be called to order for words spoken in debate, the exceptionable words shall immediately be taken down in writing by the Chief Clerk, so that the President and Senate may be better able to judge of the matter.

31. A ~~d~~ member raising a point of order may be allowed [illegible]

minutes in which to state his grounds.

May Speak Twice only to Same Question.

32. No member shall speak more than twice to the same question on the same day, without leave of the Senate.

Interruption of Business.

33. No motion shall be deemed in order, to admit any person or persons whomsoever upon the floor of the Senate to present any petition, memorial or address, or to hear any such read.

34. No member shall speak to another or otherwise interrupt the business of the Senate, or read any news-paper, while the journal or public papers are being read before the Senate, or when any member is speaking in debate.

35. Smoking shall not be allowed in the Senate, while the Senate is in session.

Proceedings to be Recorded.

36. The proceedings of the Senate, when not acting as a committee of the whole, shall be entered on the journal as concisely as possible, care being taken to detail a true and accurate account of its proceedings; but every vote of the Senate shall be entered on the journal and a brief reference to the contents of each petition, memorial or paper presented to the Senate shall also be inserted on the journal.

Motions.

37. No motion shall be debated until the same shall have been seconded, and stated by the Chair.

Shall be reduced to Writing if Desired.

38. All motions (except to adjourn, postpone or commit) shall be reduced to writing if desired by the Chair or any member.

Withdrawal of Motion.

39. If no one objects, any motion may be withdrawn by the mover at any time before a decision, amendment or ordering of yeas and nays, except a motion to reconsider, which shall not be withdrawn without leave of the Senate.

When Question is under Debate

40. When a question is under debate no motion shall be received except:

1. To adjourn.
2. To lay on the table.
3. For the previous question.
4. To postpone to a day certain.
5. To commit

6. To amend.
7. To postpone indefinitely

and these several motions shall have precedence in the order in which they herein stand arranged.

Motions to Commit.

41. If it be proposed to refer the same subject to a committee of the whole, to a standing committee, and to a select committee, they shall be voted on in the order herein given.

Motion to Reconsider

42. When a question has been once determined, either in the affirmative or negative, it shall be in order for any member who voted on the prevailing side to give notice for a reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after a bill, resolution, report, amendment or motion upon which the vote was taken shall have gone out of the possession of the Senate; nor shall any motion for reconsideration be in order, unless made on the same day on which the vote was taken, or within the next succeeding day of actual session of the Senate thereafter: And no such bill, resolution, message, report amendment or motion shall be taken out of the possession of the Senate, after such notice is given, until disposed of; but there shall be no reconsideration of a vote to indefinitely postpone.

Cannot be Debated

43. A motion to adjourn shall always be in order; that, and a motion to lay on the table and for the previous question shall be decided without debate.

The Previous Question.

44. Any member may move the previous question, and if it be seconded by three other members the previous question shall be put in this form, "Shall the main question be now put?" The object of this motion is to bring the Senate to a vote on the pending question without further discussion, and if the motion fails the discussion may proceed the same as if the motion had not been made; if carried, all debate shall cease and the President shall immediately put the main question to a vote, first on proposed amendments in their order, and then on the main question, without debate or further amendment; provided that a motion to adjourn and a call of the Senate shall each be in order after the "previous question" has been sustained and before the main question is put, but no other motion or call shall be in order, except to receive the report of the sergeant-at-arms, or to dispense with the proceedings

under the call; and all motions and proceedings authorized by this rule shall be decided without debate, whether an appeal be otherwise

Rules of Senate to be Observed

45. The rules of the Senate shall be observed in the committee of the whole as far as they may be applicable, except that the yeas and nays shall not be taken nor the previous question allowed, and there shall be no limit to the number of speeches

Motion to Rise

46. A motion that the committee rise shall always be in order and shall be decided without debate.

Memorials to Congress

47. Memorials to Congress or to the President of the United States shall be considered in committee of the whole before being adopted.

Filling Blanks.

48. In filling up blanks the largest sum and longest time shall be put first.

Division of Question.

49. Any member may call for a division of the question, which shall be divided if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Senate. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost shall preclude neither amendment nor a motion to strike out and insert.

Call for the Ayes and Noes

50. When a question is being taken, or about to be taken, it shall be competent for any two members to call for the ayes and noes, which shall be entered on the Journal, and the names of the members shall be called in alphabetical order as printed on the slips for the use of the Chief Clerk.

Shall vote unless Excused

51. Every member shall vote who may be within the bar of the Senate when the question is put, unless for special reasons he be excused, but any member present within the bar of the Senate who refuses to vote on any question, shall be placed on record as having voted in the affirmative. A motion to excuse a member from voting shall be made before the call of the ayes and noes is commenced, and any member wishing to be excused from voting may briefly and pertinently explain his reason therefor; but when the ayes and

nors are being taken the call shall not be interrupted for any purpose whatever.

Protest against Action of the Senate

52. It shall be in order for any member or members to protest against the action of the Senate and have such protest entered in the journal.

Messages – How sent to the House

53. Messages shall be sent to the House by the assistant chief clerk, sergeant-at-arms or messenger, the chief clerk having previously endorsed the final determination of the ~~Senate~~ thereon.

Messages – How Received

54. All messages shall be announced by the proper officer at the door of the Senate and may be received in any state of business except when a question is being put, while the yeas and nays are being called, or while the ballots are being taken.

55. No person not a member or officer of the Senate or member or officer of the House, shall be admitted within the bar of the Senate except by special invitation on the part of the Senate or President thereof, but a majority may authorize the President to have the Senate cleared of all such persons.

Removal of Officers

56. Two-thirds of all the members of the Senate voting for the removal of the President or any officer of the Senate shall be sufficient to vacate the chair or such office as the case may be.

Appeals.

57. A majority of all the votes of the members present shall be sufficient to sustain an appeal from the decision of the President

Clearing the Senate.

58. In case of any disturbance or disorderly conduct in the lobby or any part of the Senate when in session, the President shall have the power to ~~order~~, the same cleared.

Additional Duties of Officers.

59. – All clerks and other officers of the Senate, in addition to their ordinary duties, shall perform such other labor as may be requested of them by the President.

Restrictions upon Members.

60. No member shall be recognized by the Chair or be allowed to vote, when such member is at the time outside the bar of the Senate, and no member or other person shall remain by the ~~chief clerk's~~ table while the ayes and noes are being called

Call of the Senate.

61. A call of the Senate shall only be ordered or a vote taken thereon upon the demand of three members, one making the motion and two seconding the same by rising. Upon a call of the Senate the names of the members shall be called over by the Chief Clerk and the absentees noted; after which the names of the absentees shall again be called over. The doors shall then be shut and those for whom no excuse or sufficient excuses are made may, by order of those present, be taken into custody as they appear or may be sent for, and taken into custody by the sergeant-at-arms wherever to be found, or by a special messenger to be appointed for that purpose.

Parliamentary Practice.

62. The rules of parliamentary practice comprised in Jefferson's Manual shall govern the Senate in all cases to which they are applicable and in which they are not inconsistent with these rules and the orders of the Senate and the joint rules and orders of the Senate and House of Representatives.

Suspension of Rules

63. No standing rule of the Senate shall be rescinded, changed, or suspended except by a vote of at least two-thirds of the members present.

On motion of Mr. Fitch the Senate adjourned

J. Augustus Chief Clerk

STATE OF WYOMING.

Third Day

Senate Chamber.

Cheyenne Wyo. Jany 12-1893

The Senate convened at 10 o'clock a.m.

Mr President in the Chair.

Roll call:-

Present- Messrs Chatterton, Stitch, Hamlin, Holliday, Hoyt, Hurt, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President.

Absent- Mr Tisdale.

Prayer by the Chaplain.

The journal of yesterday was read and approved.

The following notices of the introduction of bills were given:-

Senate Chamber

Cheyenne Wyo. Jany 12-1893.

To the Honorable President of the Senate:

I would hereby give notice, that on to morrow or some subsequent day, I will introduce a bill amending the Revenue Laws of the State in respect to the taxing of mortgages

Yours Respectfully

John Ludvigsen.

Senate Chamber

Cheyenne Wyo Jany 12-1893.

Mr President

I hereby give notice that on to morrow or some subsequent day, I shall introduce a bill for An Act relating to the control and Maintenance of the Capitol Building and Ground

S Merrill.

Senate Chamber.

Cheyenne Wyo. Jany 12-1893

To the Hon President of the Senate

Sir:

I give notice that I will on to morrow or some subsequent day introduce a bill for An Act to

establish and maintain a System of Public Instruction.
R. E. Fitch.

Resolutions

The following resolution was presented:

Senate Resolution No. 3 By Mr. McCormick.

Resolved: That a communication be addressed to the Governor of Wyoming asking him to take such steps as are necessary to ascertain the truth or falsity of the charges contained in the Northwestern Live Stock Journal of January 6th 1893, with reference to the securing of a collection of photographs of Wyoming scenery for the Worlds Fair.

Mr. Fitch moved that Senate Resolution No. 3. be adopted which motion prevailed.

Mr. Russell having voted on the prevailing side moved a reconsideration of the vote just had on Senate Resolution No. 3, which motion prevailed.

On motion of Mr Russell Senate Resolution No. 3 was referred to the Committe of the Whole

On motion of Mr McCormick the Senate resolved itself into a Committee of the Whole for the consideration of Senate Resolution No. 3.

Mr. Hoyt in the chair.

Upon arising the Committe of the Whole reported as follows:

Mr President:

Your Committee of the Whole, having had under consideration Senate Resolution No. 3. by Mr. McCormick beg leave to recommend that said Senate Resolution No 3 be amended so as to read as follows:

Senate Resolution No. 3. By Mr McCormick

Be it resolved: That the Senate Committee on Worlds Columbian Exposition be instructed to investigate fully as to the actions of the Board of Worlds Fair Commissioners with reference to their administration of the duties of that Board and to audit their accounts and make full report thereof to the Senate.

And, as thus amended, that said Senate Resolution No. 3 do pass

Geo. H. Hoyt
Chairman

Mr. McCormick moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Mr McCormick moved that a committee of two be appointed by the President, to wait upon one of the Justices of the Supreme Court and invite him to visit the Senate Chamber and administer the oath of office to the permanent officers of the Senate who have not yet taken said oath, which motion prevailed, and the President appointed as such committee Messrs McCormick and Kabis.

The foregoing committee retired and soon returned with the Honorable A. V. S. Groesbeck, Chief Justice of the Supreme Court of Wyoming, who administered the oath of office as prescribed by the Constitution of the State of Wyoming and by law to the following named officers of the Senate

Vice-President - Fenimore Chatterton
Assistant Chief Clerk - C R Dodd
Enrolling and Engrossing Clerk Mrs F. L. Henderson
Chaplain - Rev. George L Ricker

On motion of Mr Holliday the Senate stood in recess until 2 o'clock pm.

Afternoon Session

The Senate reconvened at 2 o'clock pm.

Mr President in the Chair.

Mr President announced the following Standing Committees:-

Standing committees of the Senate of the Second Legislature of the State of Wyoming.

1. Judiciary.

Hamlin, McCormick. Chatterton.

2. Finance, Expenditures. Ways and Means.

Chatterton, Fitch, Merrill, Kabis, Holliday.

3. Education and Public Libraries

Fitch, Chatterton, Kabis, Hurt, Richards.

4. Public Buildings and Public Institutions

Richards, Chatterton, Merrill, Hamlin, Holliday

5. Irrigation and Agriculture.

McCormick, Richards Hoyt, Hurt, Kane.

6. Stock Raising and Stock Laws.

Fitch. Tisdale, Hurt, Hoyt, Hamlin.

7. County affairs and County Boundaries
Hoyt, Chatterton, Russell, Holliday, Hurt.
8. Corporations and Municipal Laws.
Merrill, McCormick, Ludvigsen.
9. Railroads and Transportation
Merrill, Hamlin, McCormick.
10. Elections.
Russell, Hoyt, Hamlin, Holliday, Miller.
11. Coal Mines.
Ludvigsen, Russell, Holliday, Richards, Miller.
12. Internal Improvements and Public Highways
Holliday, Hoyt, Tisdale.
13. Immigration and Public Lands
McCormick, Hoyt, Russell, Tisdale, Hume.
14. Federal Relations, Indian and Military Affairs.
Kabis, Richards, Fitch.
15. Game and Fisheries
Ludvigsen, Miller, Kabis.
16. Sanitary Affairs
Hurt, Ludvigsen, Hamlin.
17. Mechanical, Manufacturing and Laboring Pursuits
Russell, Merrill, Holliday.
18. Mines and Mineral Products
Hume, McCormick, Ludvigsen.
19. Public Printing, Joint Printing, and Public Accounts
Hoyt, Richards, Russell
20. Legislative Apportionment.
Chatterton, Hoyt, McCormick, Holliday, Richards,
Tisdale, Hamlin, Russell, Hume, Hurt.
21. World's Columbian Exposition.
Tisdale, Fitch, Hurt, Merrill, Hume
22. Engrossment.
Tisdale, Chatterton, Miller.
23. Enrollment.
Hamlin, Fitch, Merrill
24. Rules.
Richards, Chatterton, Kabis, Fitch, Miller.

Messages from the House

The following messages [illegible] received from the House:-

STATE OF WYOMING.

House of Representatives

Cheyenne Wyo. Jany 12. 1893

Hon. President of the Senate

Sir:

I have the honor to inform your Honorable Body that the following Joint Memorials, Joint Resolutions and Bills have been introduced this day in the House:

H. J. M. No 1. — By Mr Aird

Memorializing Congress to enact laws to restore Silver to the currency position it occupied prior to the demonitization act of 1873.

H. J. R. No. 2. — By Mr Dean

Providing for the printing of 750 copies of the Governors Message

H. B. No. 1. By Mr. Baker

A Bill for An Act to provide for the payment of milage and per-diem to John Scott and making an appropriation therefor

H. D Merritt

Chief Clerk

House of Representatives

Cheyenne Wyo. Jany 12. 1893

Hon President of the Senate

Sir:

I have the honor to inform your honorable body that House Bill. No. 1. "A bill for an act to provide for the payment of the per-diem and mileage of John Scott and making an appropriation therefor." was under Suspension of the rules Introduced, read a first, second and third time and passed by the following vote:

Ayes 29. Noes 4.

The said H. B. No. 1. is herewith transmitted for your consideration and action.

Respectfully

H. D. Merritt

Chief Clerk.

House of Representatives

Cheyenne Wyo Jany 12-1893

Hon President of the Senate

Sir:

I have the honor to inform your honorable body that the House has under Suspension of the rules passed House Joint Resolution No 2.

Providing for the printing of 700 copies of the Message of the Governor for the use of the Members of the Assembly and respectfully ask your concurrence therein

Respectfully

H. D. Merritt

Chief Clerk.

By general consent the Senate returned to the Fifth order of business.

Notices of the Introduction of Bills

The following notices of the introduction of bills were given.

Senate Chamber

Cheyenne Wyo Jany 12-1893

To the Hon President of the Senate:

I would hereby give notice that on to-morrow or some subsequent day I will introduce a bill providing for the establishing of a Miners Hospital at Rock Springs Sweetwater County Wyoming and making an appropriation therefor.

C. C. Hamlin

Senate Chamber

Cheyenne Wyo Jany 12-1893

Mr President-

I hereby give notice that on to-morrow or some subsequent day I will introduce the following bills.

First. A bill for an act to amend Section 5, of Chapter 16, of an act providing for Probate Jurisdiction and Procedure, and prescribing the duties of courts and officers in connection therewith.

Second: A Bill for an act providing for the letting of contract for services, work, labor, and for the purchasing of material by the board of county commissioners in the several counties of the State of Wyoming

Third. A bill for an act providing for the establishment of road districts and the repeal of section 3874 of the Revised Statutes of Wyoming, and section 26, of Chapter 86, of the Session Laws of 1890.

Fourth. A bill for an act providing for the issue of refunding bonds in school districts.

F. C. Watterton.

House Bills on First Reading

The following entitled bill was read first time:-

H. B. No. 1. "A bill for an act to provide for the payment of the per diem and mileage of John Scott, and making an appropriation therefor"

Mr Holliday moved a suspension of the rules for the purpose of reading H. B. No. 1 second and third times, and placing it upon its final passage, which motion the President declared to be out of order and contrary to the provisions of Section 23 of Article III of the Constitution of the State of Wyoming.

Said H. B. No. 1 was then referred to the Committee of the Whole.

H. J. R. No. 2. "Providing for the printing of 750 copies of the Governors message" was read first time and referred to Committee No 19.

Reports From Committees

The following report was presented:

At the Capitol

Cheyenne Wyo Jany 12-1892

Mr President:

Your committee, appointed to confer with a like committee from the House, for the purpose of formulating joint rules for the government of the Senate and House, beg leave to report as follows:

We recommend the adoption of the joint rules in force during the First State Legislature, with the following amendments and additions

First. Strikeout the words "Recording Officer" or "Secretary" occur it they shall be changed to read Chief Clerk.

Second. That in Rule 8. the word "enrolling" be inserted

the word "the" and "committee" in line 4 and after the word "committee" there be inserted "of the House in which ~~the~~ same originated"; that in the 6th line the word "this" be changed to read "said" Third. In rule 14 the word "fiftieth" be changed to read "thirty-fifth."

That the following be adopted as rule No. 15: "No bill for the appropriation of money, except for the expenses of the government, shall be introduced within five (5) days of the close of the session, except by unanimous consent of the house in which it is sought to be introduced."

That the following be adopted as rule 16: "The general appropriation bills shall embrace nothing but appropriations for the ordinary expenses of the legislative, executive and judicial departments of the state, interest on the public debt, and for the public schools. All other appropriations shall be made by separate bills, each embracing but one subject."

That rules 15 and 16 be renumbered 17 and 18 respectively.

That the following be adopted as rule No. 19: The rules of parliamentary practice comprised in Jefferson's Manual shall govern the Senate and House in all cases to which they are applicable, and in which they are not inconsistent with these rules."

F. C. Watterson
Chairman of Senate Committee
E. N. Snider
Chairman of House Committee

Mr. Holliday moved that the report of the Joint Committee on Joint Rules, and the recommendations contained in said report be adopted by the Senate, and that the joint rules of the Senate and House of the First Legislature of Wyoming be amended as recommended by said Committee, and as thus amended, said joint rules be adopted as the joint rules of the Senate and House of the Second Legislature of Wyoming, which motion prevailed.

The joint rules as adopted are as follows:

Joint Rules
For the
Senate and House of Representatives.

1 In every case of an amendment of a bill, joint resolution or memorial, agreed to in one House and dissented from in the

other, if either House shall request a conference and appoint a committee to confer, the other House shall appoint a like committee; and such committee shall meet at a convenient hour, to be agreed upon by their respective chairmen, and shall confer upon the differences between the two Houses, and shall report as early as convenient the result of their conference to their respective Houses for action

2. When a message shall be sent from either House it shall be announced at the door by the door-keeper, and shall be delivered to the Chair by the person by whom it may be sent

3. Messages shall be sent by such persons as a Sense of propriety in each House may determine to be proper.

4. Notice of the action of either House to the other, shall be on paper and under the signature of the Chief Clerk of the House from which such notice is to be conveyed

5. A standing committee, to be known as the joint committee on printing, composed of four members, two of whom shall be from the Senate and three from the House of Representatives, shall be appointed, the presiding officer of each House selecting the members to which the House is entitled.

6. Every bill, joint resolution or memorial, which shall have passed both Houses, shall then be duly enrolled by the enrolling clerk of the House in which it originated. It shall then be referred to the committee on enrolling, who shall carefully examine it, compare it with the engrossed bill and any amendment or amendments that may have been passed after it was engrossed, and shall correct any errors that may appear in it. They shall then report the result of such examination to the House in which the bill, joint resolution or memorial originated

7. After an examination and report each bill shall be signed, first by the Speaker of the House of Representatives, or by the Speaker elected or appointed pro tem, then by the President of the Senate or by the Vice President.

8. When a bill joint resolution or memorial shall have been thus signed, the Chief Clerk shall endorse on the back thereof a certificate specifying in which House the same originated. It shall then be presented by the enrolling committee of the House in which the same originated to the Governor of the State for his approval. After having performed said duty the committee shall report to the House in which the paper originated, the day and the hour of presentation to the Governor, which facts shall be entered upon the j

of said House. Said committee is further empowered to report at any time to either House any matter committed to it.
9. When a bill, joint resolution or memorial which shall have passed in one House shall be rejected by the other, notice thereof shall be given to the House in which the same shall have been passed.
10. When a bill, joint resolution or memorial which has been passed in one House shall be rejected by the other it shall not be brought in again during the same session without a notice of three days and leave of a majority of that House in which it shall be renewed; but the same bill, joint resolution or memorial shall not be presented more than twice in either House.
11. Each House shall transmit to the other House all papers on which any bills, joint resolutions or memorials shall be founded.
12. No bill, joint resolution or memorial, that shall have passed the House of Representatives and the Senate, shall be presented to the Governor for his approval on the last two days of session, except appropriation bills.
13. When any bill, joint resolution or memorial shall be introduced in one House, notice thereof shall immediately be transmitted to the other House.
14. No bills, except appropriation bills, shall be introduced in either House, after the thirty-fifth day of the session, except by consent of a quorum of the House in which the bill originated.
15. No bill for the appropriation of money, except for the expenses of the government, shall be introduced within five (5) days of the close of the session except by the unanimous consent of the House in which it is sought to be introduced.
16. The general appropriation bills shall embrace nothing but appropriations for the ordinary expense of the legislative, executive and judicial departments of the State, interest on public debt, and for the public schools, all other appropriations shall be made by separate bills, each embracing but one subject.
17. Neither House shall adjourn for more than three consecutive days during the session, without the consent of the other House thereto.
18. Any standing committee of the Senate acting with the corresponding committee of the House, may by vote of the two Houses act together on a joint committee for the preparation and introduction of bills of general interest, and such bills may be introduced simultaneously in both Houses.
19. The rules of parliamentary practice governed in

Jeffersons Manual shall govern the Senate and House in all cases to which they are applicable and in which they are not inconsistent with these rules.

Resolutions.

The eleventh order of business being again reached. Mr. Holliday requested that he be granted further time in which to move a reconsideration of the vote by which the Senate yesterday adopted Senate Resolution No. 2. to which request Mr. Russell objected.

Mr Holliday then moved that the vote by which Senate Resolution No. 2. advising consenting to and confirming the appointment of Adelbert D. Chamberlain to the office of Water Superintendent of Water Division No 4 was adopted by the Senate, be reconsidered.

The ayes and nays being ordered on the motion to reconsider, and the roll being called the vote thereon resulted as follows:

Ayes - Messrs Holliday, Hart, Kabis, Kime, Miller — 5

Noes: Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Morrill, Richards, Russell, Mr President — 10

Absent - Mr Tisdale — 1

Mr President thereupon declared that the Senate had refused to reconsider the vote by which Senate Resolution No 2 advising consenting to and confirming the appointment of Adelbert D. Chamberlain to the office of Water Superintendent of Water division No 4 was adopted

Reports of State Officers and Boards.

The following communication accompanied by the respective reports as stated were received.

State of Wyoming
Auditor's Office
Cheyenne Janu 10-1893

To the Honorable President & the Senate
of the Second State Legislature.
Sir.

As required by Chap. 5 Section 1 Laws of Wyoming 1890, I have the honor to present herewith the Annual Report of the State Auditor for the years 1891 and 1892

Most Respectfully Your Obedient Servant
Charles W. Burdick State Auditor

State of Wyoming
Auditors Office
Cheyenne Jany 10-1893

To the Honorable President of the Senate
of the Second State Legislature
Sir.

As required by Chap. 5, Section 1, Laws of Wyoming 1890 I have the honor to present herewith the Biennial Report of the Commissioner for the period ending September 30th 1892

Most Respectfully
Your Obedient Servant
Charles H. Burdick
State Auditor and ex-officio
Ins Commissioner

State of Wyoming
Auditors Office
Cheyenne Jany 10th 1893

To the Honorable President of the Senate
of the Second State Legislature
Sir.

As required by Chap 5, Section 1, Laws of Wyoming 1890. I have the honor to present herewith the Biennial Report of the State Board for Condemnation and Sale of State Property, for the period ending September 30th, 1892

Most Respectfully
Your Obedient Servant
Charles H. Burdick
State Auditor and Secy of the Board.

State of Wyoming
Auditor's Office
Cheyenne Jany 10th 1893

To the Hon. President of the Senate
of the Second State Legislature
Sir.

As required by Chap. 5, Section 1. Laws of Wyoming 1890. I have the honor to present herewith the Biennial Report of the State Capitol Commission for the period ending September 30th 1892.

Most Respectfully
Your Obedient Servant
Charles H Burdick
Secretary of Capitol Commission

STATE OF WYOMING.

State of Wyoming
office of
Superintendent of Public Instruction.
Cheyenne Wyo Janu 10th 1893

To the Honorable President of the Senate
of the Second State Legislature

Sir:

As required by Chap 5, section 1 Laws of Wyoming 1890, I have the honor to transmit herewith the Biennial Report of the State Superintendent of Public Instruction for the period ending Sept 30th 1892

Most Respectfully
Your Obedient Servant
Stephen T Farwell
Superintendent of Public Instruction

State Board of Land Commissioners
Cheyenne Wyoming January 10th 1893

To the Honorable President of the Senate
of the Second State Legislature

Sir.

As required by Chap. 5, section 1. Laws of Wyoming 1890. I have the honor to present herewith the Biennial Report of the State Board of Land Commissioners for the period ending September 30th 1892

Most Respectfully
Your Obedient Servant
Stephen T. Farwell
Register of the State Board of Land Commissioners

State Board of Charities and Reform
Cheyenne Wyo Janu 10th 1893

To the Honorable President of the Senate
of the Second State Legislature

Sir:

Under the provisions of Chap. 5, Sec. 1, Laws of Wyoming 1890, I have the honor to transmit herewith the annual reports of the State Board of Charities and Reform for the years 1891 and 1892.

Stephen T. Farwell
Secretary of the State Board of
Charities and Reform

Mr Kabis moved that the Senate Rules, Joint Rules

List of committees be immediately printed under one count, which motion prevailed.

On motion of Mr. Richards the Senate adjourned until Monday January 16th at 10 o'clock A.M.

J. Applewhite
Chief Clerk.

STATE OF WYOMING.

Fourth Day

Senate Chamber.
Cheyenne Wyo. Jany 16- 1893

The Senate convened at 10 o'clock a.m. pursuant to adjournment.

Mr President in the Chair

Roll Call

Present- Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurt, Kabis, Kunis, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President

Absent- Mr Tisdale.

Prayer by the Chaplain.

The journal of January 12th was read and approved

Messages from the House

The following message was received from the House:-

House of Representatives
Cheyenne Jany 12th 1893

Hon President of the Senate
Sir:

I have the honor to inform your honorable body that the House has this day adopted without amendment the Joint Rules for the Government of the House and Senate as recommended by the Joint Committee on Rules

Very Respectfully
A D Merritt
Chief Clerk

Notices of Bills

The following notices of the introduction of bills were given

In the Senate
Cheyenne Wyoming Jany 16- 1893

Mr President

I hereby give notice that on to-morrow or some subsequent day I will introduce a bill for an act

regulating the disposition of unexpended balances of appropriations, and for other purposes.

Very Respectfully
F. Chatterton.

In the Senate Chamber,
Cheyenne Wyoming Jany 16 1893

Mr President:

I hereby give notice, that on to-morrow, or some subsequent day, I will introduce a bill for an Act to amend and re-enact Chapter 86, Session Laws of 1891, Wyoming, entitled, An Act regulating the admission and conduct of building and loan associations, doing business within the State of Wyoming

Very Respectfully
F. Chatterton.

Senate Files on First Reading.

The following entitled bills were read first time, ordered printed, and referred=

S.F. No. 1. by Mr. Chatterton; "a bill for an act to amend Section 5 of Chapter 16, of an act providing for probate jurisdiction and procedure, and prescribing the duties of courts and officers in connection therewith; approved January 10th 1891"

Referred to Committee No. 1 on Judiciary.

S.F. No. 2. by Mr. Chatterton; "A bill for an act providing for the letting of contracts for services, work and labor, and for the purchase of material by the Board of County Commissioners in the several counties of the State of Wyoming"

Referred to Committee No. 7; on County affairs and County Boundaries.

S.F. No. 3. by Mr Chatterton: "A bill for an act providing for the establishment of road districts and the repeal of Section 2874 of the Revised Statutes of Wyoming, and Section 26 of Chapter 86 of the Session Laws of 1890. approved March 14, 1890"

Referred to Committee No. 12, on Internal Improvements and Public Highways.

S. F. No. 4. by Mr Chatterton: "A bill for an act providing for the issuing of refunding bonds in school district"

Referred to Committee No. 1, on Judiciary.

S. F. No. 5. by Mr Merrill: "A bill for an act relating to the control and maintenance of the Capitol Building and grounds."

Referred to Committee No. 2, on Finance, Expenditures, Ways and Means.

S. F. No. 6. by Mr. Ludvigsen: "A bill for an act to amend and re-enact Section 3776. of the Revised Statutes of Wyoming as the same is revised and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming, enacted by the First State Legislature and approved January 8th 1891."

Referred to Committee No. 1, on Judiciary

Communication from Secretary of State.

The following communication accompanied by the report therein referred to, was received:

State of Wyoming
Department of State
Cheyenne, Wyo., January 12, 1893

The Honorable
The President of the Senate
Sir:

Pursuant to the provisions of Section 1, Chapter 5, Session Laws of 1890, I have the honor to transmit herewith for the consideration of your honorable body a copy of the biennial report made by this Department to the Governor, dated November 1 1892.

Very respectfully
Amos W. Barber
Secretary of State.

Committee of the Whole.

On motion of Mr Chatterton the Senate resolved itself into a Committee of the Whole for the consideration of bills on the genral file.

SENATE JOURNAL,

In Richards in the chair.

Upon arising the Committee of the Whole reported as follows.

Mr President.

Your Committee of the Whole having had under consideration S. F. No 1, beg leave to report same back to the Senate with the recommendation that said S. F. No. 1 be returned to the house with a notice that the notations of the Chief Clerk of the House do not disclose that the provisions of Section 23 of Article III of the Constitution of this State were complied with in the passage of said S.F. No. 1 by the House.

De Forest Richards
Chairman.

On motion of Mr Holliday the report of the Committee of the Whole was adopted.

On motion of Mr Chatterton the Senate stood in recess until 3 o Clock p.m.

The Senate reconvened at 3 o'clock p.m.

In President in the chair.

By general consent the Senate returned to the fifth order of business

Notices of Bills

The following notices of the introduction of bills were given:

Senate Chamber

Cheyenne, Jany 16th 1893

Mr President

I hereby give notice that on to-morrow or some subsequent day, I will introduce a bill for an act to protect employes of corporations, companies or individuals, and other persons nominated as candidates at any election, in their rights as citizens

Robert Miller.

Senate Chamber

Cheyenne Jany 16 - 1893.

Mr President

I hereby give notice that on to morrow or some subsequent day. I will introduce a bill for an act

to amend Section 1 of Chapter 68, Session Laws 1890-91 approved Jan 10th 1891 and making the term of office of sheriff four years, and prohibiting succession thereto.

Dr F. Richards.

Senate Chamber

Cheyenne, Wyo., Jany. 16-1893

Mr. President

I will introduce to-morrow or some future day, the following entitled bills: A bill for an act providing for the erection of Court Houses and Jails, in the several Counties of Wyoming, and for the raising of funds for those purposes.

Also

A Bill for an act to constitute the ~~Chairmen~~ several Boards of County Commissioners, a board of equalization of all taxable property in Wyoming, and to repeal Sect 3804 of the Revised Statutes

Joel J. Hurt

On motion of Mr. Fitch the Senate stood in recess subject to the call of the President

Upon re-convening Mr Scabri moved that the Senate do now adjourn until 10 o'clock a.m. to-morrow which motion prevailed and the Senate adjourned.

J. Fitzsimmons
Chief Clerk

SENATE JOURNAL,

Fifth Day.

Senate Chamber.

Cheyenne Wyo. Janu 17-1893

The Senate met at 10 o clock a.m.

Mr President in the Chair.

Roll call=

Present - Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kaki, King, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President.

Absent - Mr Tisdale.

Prayer by the Chaplain.

The journal of the preceding day was read and approved.

Notices of Bills.

The following notices of introduction of bills were given:

Senate Chamber

Cheyenne Wyo, Janu, 16-1893

Mr President

I would hereby give notice that on to-morrow, or some subsequent day I will introduce a bill for an act providing for the payment of the traveling expenses of Judges of the district court while in the discharge of their respective duties

C. E. Hamlin.

Senate Chamber

Cheyenne Wyo, Janu 17-1893

Mr President.

I hereby give notice that on to-morrow or some subsequent day, I shall introduce a bill for an act authorizing the Committee on Corporations and Municipal Laws, of the Senate and House, to employ one or more persons to prepare a bill relating to the organization and classification of Municipal corporations in order to make operative Article No. 13 of the Constitution of the State of Wyoming.

Samuel Merrill

STATE OF WYOMING.

Senate Chamber

Cheyenne, Wyo, Jany 17- 1893

Mr President

I hereby give notice that on to-morrow or some subsequent day I will introduce a Joint Resolution memorializing Congress to repeal the National Banking Law, and to enact laws providing that the government shall issue and control the circulating medium or money of the United States

John Mc Cormick.

This notice by John N. Tisdale is a part of the Journal and a part of the proceedings of the day.

J. Applegarth
Chief Clerk.

~~Senate Chamber~~

~~Cheyenne, Jany 17 1893~~

~~Mr President~~

~~I hereby give notice that I will, on to-morrow or some subsequent day, introduce a bill for an act to amend and re-enact section four of Chapter 52, of the session Laws of 1891~~

~~John N Tisdale~~

Mr. Kabis arose and objected to receiving the notice by Mr Tisdale, and raised a point of order against the consideration of said notice; which objection and point of order were by the President overruled.

Mr Holliday appealed from the decision of the President which appeal was seconded by Mr Kabis.

The question now being "Shall the decision of the President stand as the judgment of the Senate," the ayes and nays were ordered, and the roll being called, the vote thereon resulted as follows:-

Ayes — Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, Merrill, Russell, — 7.

Noes — Messrs Holliday, Hurt, Kabis, Kinney, McCormick, Miller, Richards — 7

Absent — Mr Tisdale — 1

Mr President thereupon declared that the Senate had failed to sustain the decision of the President.

Senate Files on First Reading.

The following entitled bills were read first time, ordered

SENATE JOURNAL,

printed and referred:-

S. F. No. 7. — By Mr. Hunt- A Bill for an Act providing for the erection of Court Houses and jails in the several Counties of Wyoming, and for the raising of funds for that purpose"

Referred to Committee No. 7 on County Affairs and County Boundaries.

S. F. No. 8 — By Mr. Fitch- A Bill for an act to establish and maintain a system of public instruction"

Referred to Committee No. 3 on Education and Public Libraries.

S. F. No. 9 — By Mr. Chatterton: A Bill for an Act regulating the disposition of unexpended balances of appropriations, and for other purpose"

Referred to Committee No. 1 on Judiciary.

S. F. No 10 — By Mr. Chatterton, A Bill for an act to amend and re-enact Chapter 86, Session Laws of 1891 Wyoming entitled "An Act regulating the admission and conduct of building and loan associations doing business within the State of Wyoming."

Referred to Committee No. 8 on Corporations and Municipal Laws.

S. F. No. 11. By Mr. Miller: A Bill for an act to protect employes of corporations, Companies or Individuals, and other persons nominated as Candidates at any election in their rights as Citizens."

Referred to Committee No. 10. on Elections.

Communications from State Auditor.

The following communication, together with the detailed list therein referred to, was received:

State of Wyoming.
Auditors Office.
Cheyenne, Jany 13th, 1893

Hon. F. H. Mondell,
President of the Senate
Sir:

As required by Section 1711, Revised Statutes

of Wyoming, I herewith report for the information of your honorable body, Certificates of indebtedness issued by this office, as per accompanying detailed list.

The circumstances requiring the issue of these certificates are fully set forth in the published report of the Auditor for the year 1892, pages 17 to 20 inclusive.

Very Respectfully, your obedient Servant
Chas. W. Burdick, State Auditor.

The foregoing communication from the State Auditor and the detailed list which accompanied it were referred to committee No. 19. for the purpose of being printed.

Reports of Committees

The following report was received:

Senate Chamber
Cheyenne, Wyo, Jany 17, 1893.

Hon President of the Senate

Sir:

Your committee No. 19 on public printing, Joint printing and public accounts beg leave to report the following bills printed

S. F. No. 1, for an act to amend Sec. 5 of Chap 16 of an act providing for probate jurisdiction and procedure, and prescribing the duties of courts and officers in connection therewith, etc.

S. F. No. 2, for an act providing for the letting of contracts for service, work and labor, and for the purchasing of material by the Board of County Commissioners in the several counties of the State of Wyoming, etc.

S. F. No. 3, for an act providing for the establishment of road districts and the repeal of Sec 3874 of the Revised Statutes, and Sec 26 of Chap 86 of the Session Laws of 1890 also.

S. F. No. 4, for an act providing for the issuing of refunding bonds in school districts. also

S. F. No. 5, for an act relating to the control and maintenance of the Capitol building and grounds: also

S. F. No. 6. for an act to amend and re-enact Sec. 3776. of the Revised Statutes as same is revised and re-enacted by Sec. 2 of Chap 36. of the Session Laws of Wyo. enacted by the First State Legislature, and approved Jan. 8 1891.

Very Respectfully
Geo. H. Hoyt, Chairman

Messages from the House.

The following messages were received from the House:

House of Representatives

Cheyenne Wyo. Jany 14. 1893

Hon President of the Senate

Sir:

I have the honor to inform your honorable body that the following bills have this day been introduced in the House, ordered printed and referred to a Standing Committee:-

H. B. No 2 By Mr Burke— An act requiring the performance of certain conditions preceding the execution and delivery of a deed to real estate sold for taxes.

H. B. No 3. By Mr Burke— an act making it a felony to wilfully or maliciously cut, break, tap or make any connection with any telegraph or telephone line, wire or cable or read or copy by the use of telegraph or telephone instruments or otherwise in any unauthorized manner any message from any telegraph or telephone line, wire or cable or to make unauthorized use of the same and providing a penalty for the violation thereof.

H. B. No. 4. By Mr Brooks A Bill for an act providing for the completion and repair of the State Penitentiary building at Rawlins Wyoming.

H. B. No. 5. By Mr Factor— A Bill for an appropriation to build an Agricultural College at Laramie

Very Respectfully
A. D. Merritt Chief Clerk
House of Representatives

Cheyenne. Jany 16-1893

Hon President of the Senate

Sir:

I have the honor to inform your honorable body that the following bills were this day introduced, ordered printed and referred to the proper Standing Committee in the House:-

H. B. No. 6— By Mr Snider - A Bill for an act appropriating funds for the compensation of the members and officers of the Second State Legislature, expenses of said Legislature and providing for the payment of certain certificates of indebtedness.

H. B. No 7. By Mr Sterling— A bill for an act to repeal Section 3 of Chapter 4 of an act entitled "An Act to provide for the bonding of school districts and for other purposes" approved March 9th 1888. Which said Section provides for the adoption

of a series of text books for the public schools by the county and city superintendents of the State

S. F. No. 8 By Mr. Fowler; A Bill for an act amending an act entitled An Act regulating voluntary assignments and for other purposes" approved March 13th 1890

S. F. No. 9 By Mr. Brooks, being An Act to amend and re-enact Section one of an act entitled "An Act to encourage the destruction of predatory wild animals and for other purposes" approved March 1st 1890

S. F. No. 10 By Mr. Burke; A Bill for an act to provide for the purchase of Volume Three Wyoming Reports appropriating money therefor and providing for the distribution thereof

Very Respectfully
H. D. Merritt
Chief Clerk

Mr. Hoyt moved that Hon John N. Tisdale be excused from attendance at todays session of the Senate

The ayes and nos were ordered on said motion

Under Rule 52 of the Rules of the Senate Mr. Holliday and Mr. Kabis protested against the action of the Senate in considering the motion made by Mr. Hoyt to excuse Mr. Tisdall from attendance at todays session of the Senate and against the ayes and nos being taken thereon for the reason that the said John N. Tisdale is not a member of this Senate, he, the said John N. Tisdale not having been sworn in as a member at this session.

Mr. Holliday then moved that the Senate protest against the consideration of the motion made by Mr. Hoyt, to excuse Mr. Tisdale from attendance at to-days session of the Senate

The ayes and nos were ordered on said motion made by Mr. Holliday, and the roll being called the vote thereon resulted as follows:

Ayes—Messrs Holliday, Hunt, Kabis, Kime, McCormick Miller, Richards — 7

Nos—Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, Merrill, Russell, Mr. President — 8.

Absent — Mr. Tisdale — 1

Mr. President thereupon declared the motion made by Mr. Holliday lost

Mr Holliday moved that the motion made by Mr Hoyt to excuse Mr Tisdale from attendance at to-days session of the Senate, be laid on the table; on which motion the Senate divided, and the vote thereon being ayes 7. noes 7. Mr President declared the motion made by Mr Holliday, lost.

By general consent Mr Holliday and Mr McCormick were excused from voting on the motion made by Mr Hoyt to excuse Mr Tisdale from attendance at to days session of the Senate.

On motion of Mr Holliday the Senate adjourned.

J Applemen
Chief Clerk

STATE OF WYOMING.

Sixth Day

Senate Chamber
Cheyenne Wyo Jany 18, 1893

The Senate met at 10 o clock am.
Mr. President in the Chair
Roll call:-
Present - Messrs Chatterton, Fitch, Hamlin, Holliday
Hoyt, Hunt, Kabis, Kopic, Ludvigsen, McCormick, Merrill
Miller, Richards, Russell, Mr President.
Absent — Mr. Tisdale.
Prayer by the Chaplain.
The journal of the proceedings of yesterday was read and approved.

Messages from the House

The following messages were received from the House

House of Representatives
Cheyenne Jany 17th 1893

Hon President of the Senate
Sir

I have the honor to inform your honorable body that the following bills have been introduced in this House this day, viz:

H. B. No 11 By Mr. Farlow. A Bill for an act designating the Wyoming Agricultural College as the proper Institution to receive and expend the money appropriated by Congress for the benefit of Agriculture and the Mechanic Arts.

H. B. No. 12 - by Mr. Tisdale. A Bill for an act appropriating Twenty Five thousand dollars and providing for the levying and collecting of certain taxes for the purchase of a site for, and the erection, equipment, management and conduct of a Hospital at the Town of Rock Springs in the County of Sweetwater and State of Wyoming, to provide sustenance, care, and medical and surgical attention for miners, who shall become disabled or incapacitated to labor while working in the mines of the State, and who shall be in need of such sustenance, care or medical or surgical attention.

H. B. No. 13 — By Mr. A. J. Clark. - A Bill for an act giving an allowance of time for employee to vote at all

Elections within the State of Wyoming.

H. B. No. 14 — By Mr. Kingsbury — An Act to provide for the payment by the State of Wyoming of expenses incurred in criminal cases wherein there are twenty or more defendants, where change of venue has been or may hereafter be taken upon the application of the defendants from the county where the alleged offense was committed and making appropriation for the same.

H. B. No. 15 — By Mr. Kingsbury. An act to amend and re-enact Section 26 of Chapter 86, of the Session Laws of the year 1890, concerning Roads and Highways, approved March 14 1890

H. B. No. 16 by Mr. C. L. Winkle — An Act amending Section 2617 and 2618 of the Statutes of Wyoming of 1887 relating to the taking of depositions.

H. B. No. 17. By Mr. Harper — A Bill for an act to define the Judicial Districts of the State and prescribing the time for holding the terms of the District Court in each Judicial District. Also:

H. J. M. No. 2 — By Mr. Ohic — Requesting the Congressional Representatives of Wyoming to obtain justice for the Shoshone Indians

H. J. M. No. 3 — By Mr. Allred.. memorializing Congress for the admission of Utah, Arizona, and New Mexico to the Union of States

Very Respectfully
N. D. Merritt
Chief Clerk.

House of Representatives,
Cheyenne, Jany. 17 1893

Hon President of the Senate
Sir:

I am directed to inform your honorable body that the House has passed the enclosed resolution by Mr. Colwell in reference to printing and respectfully request a conference of the two Committees in accordance therewith

Very Respectfully
N. D. Merritt
Chief Clerk.

[Enclosure]
By Mr Colwell:-

Resolved, That the Committee on Public Printing, Joint Printing and Public Accounts be instructed to confer with the Senate Committee on Printing, with a view of employing a joint proof reader of Senate files, House bills, Memorials etc.

The matter of a conference of the Senate and House committees on Public Printing, Joint Printing and Public Accounts with a view to employing a proof reader, was referred to Committee No. 19 on Public Printing, Joint Printing and Public Accounts.

Unfinished Business

The order of unfinished business now being reached, Mr. Chatterton moved that the unfinished business be made the special order for 3 o'clock p.m. to-day.

The ayes and nays were ordered on the motion made by Mr. Chatterton, and the roll being called the vote thereon resulted as follows:-

Ayes - Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Merrill, Richards, Russell Mr. President — 10 —

Noes - Messrs Holliday, Hurt, Kabis, Kinney, Miller — 5.

Absent — Mr. Tisdale — 1

Mr. President thereupon declared the motion made by Mr. Chatterton carried, and the unfinished business made the special order for 3 o'clock this afternoon.

Senate Files on First Reading

The following entitled bills were introduced, read first time, ordered printed, and referred:-

S.F. No. 12. by Mr. Kabis - A bill for an act providing for the Great Seal of the State of Wyoming, and describing the same."

Referred to Committee No 3. on Education and Public Libraries

S.F. No. 13. By Mr. Richards. A bill for an act to amend and re-enact Section 1 of Chapter 68 of an act entitled "An act providing for the election of presidential electors and other officers," approved Jany. 16. 1891. in such manner as to provide that a sheriff shall hold his office for a term

of four years and shall be ineligible to succeed himself to such office."

Referred to Committee No 7 on County & affairs and County Boundaries.

S F No 14 By Mr Merrill. A bill for an act authorizing the Committee on Corporations and Municipal Laws of the Senate and House to employ one or more persons to prepare a bill relating to the organization and classification of municipal Corporations in order to make operative Article XIII of the Constitution of Wyoming.

Referred to Committee No 2. on Finance, Expenditures, Ways and Means.

Reports from Committees

The following report was received:-

Senate Chamber
Cheyenne Wyo, Jany 18-1893

Hon President of the Senate,
Sir.

Your Committee No 19. on Public Printing, Joint Printing, and Public Accounts beg leave to report the following bills printed:-

S F No 9. For an act regulating the disposition of unexpended balances of appropriations and for other purposes. Also

S F No 11. For an act to protect employees of Corporations companies or Individuals, and other persons, nominated as candidates at any election, in their rights as citizens:

Very Respectfully,
Geo. W. Hoyt
Chairman.

On motion of Mr Holliday Committee No. 1 on Judiciary was instructed to report back not later than to-morrow the report of the minority of the Committee on Credentials and the documents which accompanied the said report of the minority of the committee on Credentials.

On motion of Mr. Chatterton the Senate stood in recess until 12 o'clock noon.

Twelve O'clock Noon.

The Senate re-assembled at 12 o'clock noon
Mr. President in the chair.

Mr. McCormick moved that a committee of two be appointed by the President to wait upon one of the

Judges of the Supreme Court and invite him to visit the Senate Chamber and administer the oath of office to Hon John N. Tisdale.

Mr Kabis addressed Mr President.

Mr President declared debate not in order on the motion made by Mr Mr Cormick.

Mr Kabis raised a point of order against the consideration of the motion made by Mr McCormick viz that Mr Tisdale should not be sworn in until after Committee No. 1, on Judiciary shall have reported to the Senate on the report of the minority of the Committee on Credentials and accompanying documents, and action of the Senate shall have been had thereon.

Mr President ruled that the Senate having already decided that Hon John N. Tisdale is entitled to a seat in the Senate as Senator from the County of Johnson, the oath of office should be administered to him, and therefore, overruled the point of order raised by Mr Kabis.

Mr Kabis appealed from both rulings of the President which appeal was seconded by Mr Holliday=

The question now being "Shall the decision of the President stand as the judgement of the Senate" the ayes and noes were ordered, and the roll being called, the vote thereon resulted as follows:

Ayes—Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Tisdale.—11.

Noes—Messrs Holliday, Hunt, Kabis, Stone—4.

Mr President thereupon declared that the Senate had sustained the decision of the President.

The motion made by Mr McCormick was then put and the same prevailed whereupon Mr President appointed Messrs Richards and Fitch a committee to escort a Justice of the Supreme Court to the Senate Chamber to administer the oath of office to Hon John N. Tisdale.

Under Rule 52 of the Rules of the Senate, Mr. Holliday protested against the action of the Senate in permitting the oath of office to be administered to Hon John N. Tisdale at this time.

The forgoing committe retired and soon returned with the Honorable Justice A. Blonaway of the S...

Court of Wyoming, who administered the oath of office as prescribed by the Constitution of the State of Wyoming to Hon. John N. Tisdale who immediately subscribed the same.

On motion of Mr McCormick the Senate stood in recess until 3 o clock pm. to day.

Afternoon Session.

The Senate re-assembled at 3 o clock pm.

Mr President in the chair.

Message from the House

The following messages were received from the House:

House of Representatives

Cheyenne Wyo Jany 17 1893

Hon President of the Senate

Sir

I have the honor to inform your honorable body that the House has passed under suspension of the rules H. J. R. No 2, by Mr Dean, providing for the printing of seven hundred and fifty copies of the Governors Message, and respectfully request your concurrence therein

An engrossed copy of the resolution is herewith transmitted.

Very Respectfully,
N. D. Merritt,
Chief Clerk.

House of Representatives

Cheyenne Jany 18-1893

Hon President of the Senate

Sir.

I have the honor to inform your honorable body that the following Bill has been introduced in this House this day: viz:

H.B. No 18 — By Mr Fowler — A Bill for an act amending Section 3300 of the Revised Statutes of Wyoming 1887, relating to procedure in Criminal Cases

Very Respectfully
N D Merritt
Chief Clerk.

The Special Order of the day being now in order, Mr ~~Scott~~ asked unanimous consent of the Senate to withdraw the

the motion made by him on yesterday "to excuse Hon John K. Tisdale from attendance at to days session of the Senate" and there being no objection the said motion was withdrawn.

By general consent the Senate returned to the ninth order of business.

Reports from Committees

The following reports were received:-

Senate Chamber

Cheyenne Wyo, Janu, 18th 1893

Mr. President:-

Your Committee on Judiciary, having under consideration Senate File No. 1, by Mr Chatterton, same being a bill for an act to amend Section 5 of Chapter 16 of an act providing for Probate Jurisdiction and Procedure, and prescribing the duties of Courts and officers in connection therewith. Approved January 10th, 1891" beg leave to recommend that the said Act, as interlined in the original Bill herewith returned, do pass.

C C Hamlin

Chairman

Senate Chamber

Cheyenne, Wyo, Janu, 18th 1893.

Mr. President:-

Your Committee on Judiciary, having had under consideration Senate File No. 4, by Mr. Chatterton, same being "A Bill for an Act providing for the issuing of refunding bonds in School Districts" beg leave to recommend that the same do pass.

C. C. Hamlin

Chairman.

Committee of the Whole

On motion of Mr. McCormick the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Ludvigsen in the chair

Upon arising the Committee of the Whole reported as follows:

Mr President:

Your Committee of the Whole having had

under consideration bills on the general file beg leave to report same back to the Senate with the following recommendations:-

That S. F. No 1, being a bill for an act to amend Section 5 of Chapter 16 of an act providing for probate jurisdiction and procedure and prescribing the duties of courts and officers in connection therewith approved Jan 10, 1891" be amended in Section 1, line 4 of the bill as printed, by inserting between the words "re-enacted" and "as" the words "so as to read," also in line 12 of Section 1 of the bill as printed strike out the word "five" and insert in lieu thereof the word "ten" Also that the said bill be amended as recommended by the committee on Judiciary, and as thus amended that said S. F. No. 1, do pass

That S. F. No 4, being a bill for an act providing for the issuing of refunding bonds in School districts, be amended by striking out all of Section 10 and renumbering Section 11 so as to make it Section 10. Also amend said bill in Sec 2 line 5 of the bill as printed, by inserting between the words "annually" and "the" the words "or semi-annually". Also in Sect 8, line 5 of the bill as printed insert the word "for" between the words "except" and "the". Also strike out the word "fifth" in Section 7 line 2 of the bill as printed and insert in lieu thereof the word "tenth". Also add to section 5 the following: "or in any place designated by the Board of School Directors of such school district." Also in Sec 4, line 2 of the bill as printed strike out the word "chairman" and insert in lieu thereof the words "presiding officer" Also amend Section 9, lines 8 to 13 inclusive of the bill as printed so as to make said lines read as follows:- It shall be the duty of the County Treasurer to give a separate bond to be made to such school district in such sum and with such sureties as the Board of County Commissioners may deem proper and sufficient, conditioned for the faithful accounting of the monies deposited with him and realized from the sale of such bonds as are herein provided for, and such Treasurer's separate bond shall be and remain in the custody of the County Clerk of the County in which such school district is situated" and as thus amended that said S. F. No 4 do pass

John Ludvigsen
Chairman

On motion of Mr. Fitch the report of the Committee of the Whole was adopted and S. F. Nos 1, and 4 amended in accordance therewith.

By general consent the following reports were received:-

Senate Chamber

Cheyenne, Wyo, Janu. 18th 1893

To the Honorable President of the Senate

Your Committee on Judiciary, having under consideration the minority report of the Committee on Credentials, in reference to the claims of Robert Foote to the seat in this Honorable Body now held by Senator John C. Tisdale, beg leave to report that they have examined all documents and evidence presented to them and find same insufficient to arrive at a final conclusion in the said matter, wherefore your said Committee has set a hearing of the matters in controversy for January 19, 1893, for the purpose of allowing the parties thereto to be fully heard, and that your said Committee can make no final finding in the above until such hearing is had

Respectfully submitted

C. C. Hamlin

Chairman

Senate Chamber

Cheyenne, Janu, 18-1893

Mr. President:-

Your Committee No 12 on Internal Improvements and Public Highways, to whom was referred S. F. No. 3, being a bill for an act providing for the establishment of road districts and the repeal of section 3874 of the Revised Statutes of Wyoming and Sec 26 of Chapter 36 of the Session Laws of 1890, report the same back to the Senate with the recommendation that said bill do pass.

W. A Holliday

Chairman.

By general consent the following notice was given:-

In the Stat Senate

Cheyenne, January 18" 1893

Mr. President:-

I hereby give notice, that on to-morrow or some subsequent day I shall introduce a bill for an act-

entitled, An Act providing for the offices of Supervising and District Assessors, fixing the salaries thereof, the manner of assessing all property, the collection and compilation of census information, the amendment and re-enactment of Sections 3776, 3784, 3795, 3796 and 3965 of the Revised Statutes of Wyoming; Section 8, Chapter 55, Session Laws of 1891, and referring to Sections 1229, 3799, 4218, 3797 and 3798 Rev. Stat.; and repealing Sections 1872 and 3774 of the Rev. Statutes.; and Chapter 5, Title 33 Rev. Stat.; and for other purposes.

F. C. Watterton.

Message from the House.

The following message was received from the House:-

House of Representatives
Cheyenne, January 18th 1893.

Hon President of the Senate,
Sir:

I have the honor to inform your Honorable Body that the following Memorials have been introduced in this House this day, viz:-

H. J. M. No. 4, by Mr. Hunter- Praying Congress to enact more strick and effective laws to prevent the spread of Asiatic Cholera.

H. J. M. No. 5, by Mr. Dyer- A Joint memorial praying Congress for the passage of an amendment to the Constitution of the United States providing that United States Senators shall be elected by a vote of the people.

Very Respectfully
A. D. Merritt
Chief Clerk

On motion of Mr Hamlin the Senate adjourned

J. Stephenson
Chief Clerk.

STATE OF WYOMING.

Seventh Day.

Senate Chamber
Cheyenne Wyo, Janu. 19th 1893

The Senate met at 10 o'clock am.
Mr President in the chair.
Roll call:-
Present. Messrs — Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, King, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President.
Absent — Mr Tisdale.
Prayer by the Chaplain.
The journal of the preceding day was read and approved.

Notices of Bills

The following notice of the introduction of a bill was given:

Senate Chamber
Cheyenne Wyo, Janu, 19. 1893

Mr Pruident:

I give notice that to-morrow or on some subsequent day, I will introduce a bill for an act providing for liens for labor on railroad grades and irrigating canals or ditches

Dr F Richards

Reports of Committees

The following report was received:-

Senate Chamber
Cheyenne, Wyo., Janu 19 1893

Mr Pruident

Committe No. 19, on Public Printing, Joint Printing and Public Accounts, beg leave to report H. J. R. No 2. providing for the printing of 750 copies of the Governors message back to the Senate with the recommendation that same do pass.

Geo. W. Hoyt
Chairman.

Committee of the Whole

On motion of Mr Holliday the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Kabis in the chair.

Upon arising the Committee of the Whole reported as follows:-

Mr President:-

Your committee of the Whole having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:-

That S. F. No. 3 same being for an act providing for the establishment of Road Districts and the repeal of Section 3874 of the Revised Statutes of Wyoming, and Section 26, of Chapter 86 of the Session Laws of 1890: Approved March 14, 1890, be recommitted to Committee No 12.

That H. J. R. No. 2, providing for the printing of 750 copies of the Governors message, do pass.

L Kabis
Chairman

On motion of Mr Fitch the report of the Committee of the Whole was adopted by the Senate

Bills on Second Reading

S. F. No. 1, "A bill for an act to amend Section 5 of Chapter 16 of an act providing for probate jurisdiction, and procedure, and prescribing the duties of Courts and officers in connection therewith; approved January 10, 1891" as amended was read second time and ordered engrossed for a third reading.

S. F. No. 4, "A bill for an act providing for the issuing of refunding bonds in school districts," as amended, was read second time, and ordered engrossed for a third reading.

On motion of Mr Chatterton the Sergeant-at-Arms and the Messenger were instructed to deliver to each state officer a printed copy of each

Senate File introduced in this body.

On motion of Mr. Kabis the Senate stood in recess until 3 o clock p.m.

Afternoon Session

The Senate re-assembled at 3 o clock p.m.

Mr. President in the chair.

The following privileged report was received:-

Senate Chamber
Cheyenne Wyo, Jany 19 1893

Mr. President:

Your committee No 19, beg leave to report S.F. No 19 sand bring a bill for an act to amend and re-enact Chapter 86, Session Laws of 1891, Wyoming entitled "An act regulating the admission and conduct of building and loan associations doing business within the State of Wyoming," printed

Geo. W. Hoyt
Chairman

Notices of Bills

By general consent the following notices of the introduction of bills were given:-

Senate Chamber
Cheyenne, Wyo, Jany 19. 1893.

Mr. President:-

I would hereby respectfully give notice that on to-morrow or some subsequent day, I will introduce a bill for an act providing for the appointment of a President of the Council in incorporated towns, and defining his duties.

C. C. Hamlin.

Senate Chamber.
Cheyenne, Wyo, Jany, 19-1893

Mr. President:-

I would hereby give notice that on to-morrow or some subsequent day I will introduce a bill for an act to repeal Section 4 of Chapter 43 of the Session Laws of 1888, in reference to the incorporation of towns, and to

revive and continue in full force and effect Section 464 of the Revised Statutes of Wyoming.

C C Hamlin.

Senate Files on First Reading

By general consent the following entitled bill was introduced, read first time, ordered printed and referred:-

S.F. No. 15 by Mr. Chatterton, a bill for an act entitled, An act providing for the office of Supervising and District Assessors, fixing the salaries thereof, the manner of assessing all property, the collection and compilation of census information the amendment and re-enactment of Sections 3776, 3784, 3795, 3796 and 3965 of the Revised Statutes of Wyoming; Section 8 of Chapter 55, Session Laws of 1891, and referring to Sections 1229, 3799, 4218, 3797 and 3798 Revised Statutes; and repealing Sections 1872 and 3774 of the Revised Statutes, and Chapter 5 Title 33 Revised Statutes, and for other purposes.

Referred to Committee No. 1 on Judiciary

On motion of Mr. Kahn the Senate adjourned.

J. Ingebretsen
Chief Clerk

STATE OF WYOMING.

Eighth Day.

Senate Chamber
Cheyenne, Wyo, Jany, 20, 1893.

The Senate met at 10 o-clock a.m.
Mr President in the chair.
Roll call.
Present— Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hoyt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Tisdale, Mr. President.
Absent — None.
Prayer by the chaplain.
The Journal of the preceding day was read and approved.

Message from the House.

The following message was received from the House:-

House of Representatives
Cheyenne Wyo. Jany. 19-1893.

Honorable President of the Senate
Sir:

I have the honor to inform your honorable body that the following bills have been introduced in this House this day, viz:-

H. B. No. 19, By Mr George Wren. A Bill for an act providing for an allowance of good time, discharge money and clothing to state convicts.

H. B. No. 20, By Mr Eugene Cockrell, A Bill for an act providing for the assessment of costs in Misdemeanor Cases. Also

H. J. R. No. 1 By Mr J. D. Hurd, providing for the appointment of a Joint Committee to Investigate the Invasion into the State of Wyoming by an armed body of hired mercenaries, contrary to the Constitution and Laws of the State of Wyoming.

Very Respectfully
W D Merritt
Chief Clerk

Notices of Bills

The following notices of the introduction of bills were given:-

Senate Chamber
Cheyenne Wyo. Jany 20-1893.

Mr President:

Sir:

I hereby give notice that on to-morrow or some future day I will introduce a bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad and railway equipment, and rolling stock, and providing for the recording thereof.

Respectfully
C. E. Faulkner

Senate Chamber
Cheyenne, Wyo, Jany 20th 1893.

Mr President

I hereby give notice that on to-morrow or some subsequent day I will introduce a bill for an act to provide for the disposition of money derived from county licenses and to repeal sections 431, 1437 and 1438 of the Revised Statutes, and Chapter 44 of the Session Laws of 1888

John McCormick

Senate Chamber
Cheyenne, Wyo. Jany. 20 1893

Hon President of the Senate:-

I give notice that I will on to-morrow or some subsequent day introduce a bill concerning Deeds of Trust and repealing Chapter 3 of Title One of the Revised Statutes of Wyoming

R. E. Fitch

Senate Chamber
Cheyenne Jany 20 1893

Hon President of the Senate

I give notice that on to-morrow or some subsequent day I will introduce a bill making

it a misdemeanor to remove any improvements from mortgaged property, and providing a penalty therefor

R. E. Fitch

Senate Chamber
Cheyenne, Wyo., Jany. 20. 1893

Hon. President of the Senate

I give notice that I will, on to-morrow or some subsequent day, introduce a bill requiring additional notice to be given of the sale of property for delinquent taxes

R. E. Fitch.

Senate Files on First Reading

The following entitled bills were read first time, ordered printed and referred:-

S. F. No. 16 by Mr Hamlin, A Bill for an act providing for the appointment of a President of the Council in incorporated towns and defining his duties.

Referred to committee No 8 on Corporations and Municipal Laws.

S. F. No. 17 by Mr Hamlin A Bill for an act to repeal Section 4 of Chapter 43 of the Session Laws of Wyoming passed by the Tenth Legislative Assembly in reference to the incorporation of towns, and to revive and continue in full force and effect Section 464 of the Revised Statutes of Wyoming.

Referred to committee No. 8 on Corporations and Municipal Laws.

Reports from Committees

The following reports were received:-

Senate Chamber
Cheyenne, Jany. 20. 1893

Mr President

Your Committee No. 19 on Public Printing, Joint Printing and Public Accounts, respectfully report

the following bills printed:

S. F. No 7 same bring a bill for an act providing for the erection of court houses and jails in the several counties of Wyoming, and for the raising of funds for that purpose.

S. F. No 12, same bring a bill for an act providing for the Great Seal of the State of Wyoming and describing the same.

S. F. No. 13 same bring a bill for an act to amend and re-enact Section 1 of Chapter 68 of an act entitled "An act providing for the election of Presidential Electors and other officers approved January 16. 1891, in such manner as to provide that a sheriff shall hold his office for a term of four years and shall be ineligible to succeed himself to such office

Geo. W. Hoyt
Chairman

Senate Chamber
Cheyenne, Jany. 20- 1893.

Mr Prisident

Your Committee No. 10, on Elections, to whom was referred S. F. No. 11, same bring for an act to protect employes of corporations, companies or individuals and other persons nominated as candidates at any election in their rights as citizens, recommend that said bill be amended in Section 3, by striking out all after the word "State", in line 8 down to and including the words "United States" in line 9: and as thus amended that said bill do pass

John L. Russell
Chairman

Senate Chamber
Cheyenne, Jany 20-1893

Mr Prisident:

Your Committee No. 2, on Finance, Expenditures, Ways and Means, having had under consideration S. F. No. 5, a bill for an act relating to the control and maintenance of the capitol building and grounds, beg leave to report same back to the Senate with

the recommendation that it do pass

F. Chatterton
Chairman

Senate Chamber
Cheyenne, Wyo, Jany. 20. 1893.

Mr President:

Your Committee on Judiciary, having under consideration the claims of Robert Foote to the seat in this Honorable Body now held by Senator John N. Biddle, beg leave to report that a meeting of your said Committee was had on Jan 19th 1893, for the purpose of receiving the evidence of the parties to the above controversy and for the purpose of deciding same; that at the said meeting both of said parties appeared, both in person and by attorney and that the said Robert Foote, by his attorney represented to your said Committee that it was impossible for him to properly proceed with the said investigation at the time set, owing to the absence of material evidence. Wherefore, at the request of the said Robert Foote, the said hearing was continued until January 20th 1893.

Respectfully submitted
C. C. Haubii
Chairman.

Resolutions

The following entitled resolution was read first time, ordered printed and referred:

S. F. R. No. 1, by Mr McCormick, Providing for the appointment of a Joint Committee to investigate the affairs of the State Board of Live Stock Commissioners, and to report the result of such investigation to the Legislature.

Referred to Committee No. 6 on Stock Raising and Stock Laws.

On motion of Mr Russell Rule 35 of the Senate Rules, was suspended for the remainder of to days session.

Committee of the Whole

On motion of Mr McCormick the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Chatterton in the chair.

Upon arising the Committee of the Whole submitted the following report:-

Mr. President.

Your Committee of the Whole having had under consideration bills on the general file beg leave to report same back to the Senate with the following recommendations: That S.F. No. 5, a bill for an act relating to the control and maintenance of the Capitol Building and grounds, do pass.

That S.F. No. 11 a bill for an act to protect employees of corporations, companies or individuals, and other persons nominated as candidates at any election, in their rights as citizens, be amended in Section 2, line 1, by inserting between the words "person" and "company" the words "or agent or officer of any." Also that said bill be amended by striking out the word "felony" wherever said word occurs in said bill and inserting in lieu thereof the words "a misdemeanor." Also amend said bill in Section 1, line 5, so as to make it read as follows:- "Shall be guilty of a misdemeanor and shall be fined as provided in Section 3 of this act." Also strike out all of Section 3 and in lieu thereof insert the following:- "Section 3. Any person convicted under the provisions of this act shall be fined not less than One hundred dollars ($100), not more than five hundred dollars ($500), and as thus amended, that said S.F. No. 11, do pass

F Chatterton
Chairman

Mr Chatterton moved that the report of the Committee of the Whole be adopted except in so far as it refers to S.F. No. 5, and that said S.F. No 5 be recommitted to Committee No. 2 on Finance, Expenditures, Ways and Means, with instructions to draft and report back a substitute therefor making provision for the erection of a Miner's Hospital at Rock Springs, an agricultural college at Lander, a Penitentiary at Rawlins and the beautifying and maintenance of the Capitol Building and Grounds.

The ayes and noes were ordered on the motion made by Mr Chatterton, and the roll being called, the vote thereon resulted as follows:-

Ayes — Messrs Chatterton, Fitch, Hawley, Ludvigsen, McCormick, Miller, Richards, Russell, Tisdale, Mr President — 10.

Noes — Messrs Holliday, Hoyt, Hunt, Kahle, Kline, Merrill. — 6 —

So the motion made by Mr Chatterton prevailed, and S.F. No. 11 was amended as recommended by the Committee of the Whole, and S.F. No. 5 was recommitted to Committee No. 2.

Message from the House

The following message was received from the House:-

House of Representatives
Cheyenne, Jany 20th 1893

Hon President of the Senate,
Sir:

I have the honor to inform your Honorable Body that the following bills have this day been introduced in the House:

H.F. Nos 21 by Mr Sterling for an act providing for the punishment of Larceny by bailee, Also

H.F. No. 22, by Mr Brooks, for an act fixing State Senatorial and Representative Districts and determining the Legislative Representation thereof.

Very Respectfully
A.D. Merritt
Chief Clerk

Bills on Second Reading.

S.J.R. No. 2. providing for the printing of 750 copies of the Governors Message was read second time.

Mr Chatterton moved that S. J. R. No 2. be returned to the House with the information that the indorsements thereon do not show that the said Joint Resolution has taken the course prescribed by Rule 19 of the House R...

and by Section 23 and 41 of Article III of the Constitution of Wyoming, which motion prevailed.

The following resolution was presented by Mr Holliday:

Be It Resolved, That out of respect to the memory of the late ex President Hayes the Senate do now adjourn.

Mr Holliday moved the adoption of the resolution, which motion prevailed and the Senate adjourned

J Applegate
Chief Clerk

STATE OF WYOMING.

Ninth Day

Senate Chamber
Cheyenne Wyo, Janu 21-1893

The Senate met at 10 o clock a.m.
Mr President in the Chair
Roll call.
Present - Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurt, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President
Absent - Mr Tisdale.
Prayer by the Chaplain.
The Journal of the preceding day was read and approved
On motion of Mr Fitch the Senate stood in recess subject to the call of the President.
The Senate re-assembled at 11:15 o clock am.
Mr President in the chair.
The following privileged reports were received:

Senate Chamber
Cheyenne Wyo, Janu 21 1893

Mr President:

Your Committee No. 19 on Public Printing, Joint Printing and Public Accounts, respectfully report the following bills and resolution printed:

S.F. No. 14 same being for an act authorizing the Committee on Corporations and Municipal Laws of the Senate and House to employ one or more persons to prepare a bill relating to the organization and classification of Municipal Corporations in order to make operative Article III of the Constitution of the State of Wyoming

S.F. No. 16, same being for an act providing for the appointment of a President of the Council in incorporated towns and defining his duties

S.F. No. 17, same being for an act to repeal Section 4 of Chapter 43 of the Session Laws of Wyoming, passed by the Tenth Legislative Assembly, in reference to the incorporation of towns, and to revive and continue in full force and effect, Section 464 of the Revised Statutes

Wyoming.

S. J. R. No. 1 providing for the appointment of a Joint Committee to investigate the affairs of the State Board of Live Stock Commissioners, and to report the result of such investigation to the Legislature.

Geo. W. Boyd,
Chairman

Senate Chamber.
Cheyenne, Wyo, Jany 21-1893.

Mr President.

Your Committee on Engrossment report the following entitled bills properly engrossed:

S. F. No. 3 a bill for an act to amend Section 6 of Chapter 16 of an act providing for Probate Jurisdiction and procedure and prescribing the duties of courts and officers in connection therewith, approved January 10/1891.

S. F. No 4. a bill for an act providing for the issuing of refunding bonds in school districts

F Chatterton
Second member of Committee.

On motion of Mr. Russell the Senate stood in recess until 2 o'clock p.m.

Afternoon Session

The Senate re-assembled at 2 o'clock p.m.
Mr. President in the chair.

Senate Files on First Reading.

The following entitled bills were introduced, read first time, ordered printed and referred:-

S. F. No. 18 by Mr Hamlin, a bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad and railway equipment and rolling stock, and providing for the recording thereof.

Referred to Committee No. 9 on Railroads and Transportation

S. F. No. 19, by Mr McCormick, a bill for an act providing for the disposition of monies arising from the

issuing of County Licenses and to repeal Sections 1431, 1437 and 1438 of the Revised Statutes, and to repeal Chapter 44 of the Session Laws of 1888, entitled "an act to amend and re-enact Section 1438 of the Revised Statutes of Wyoming", approved March 7th. 1888.

Referred to Committee No. 8, on Corporations and Municipal Laws.

Message from the House

The following message was received from the House:-

House of Representatives

Cheyenne, Jany. 21-1893

Hon. President of the Senate

Sir:

I am directed to inform your Honorable Body that the House has passed H. B. No 6. by Mr Snider. An act appropriating funds for the compensation of the members and officers of the second state Legislature, and expenses of said Legislature.

Ayes-33. Noes- None; The bill is herewith transmitted

Very Respectfully

H D Merritt

Chief Clerk

House Bills on First Reading

The following entitled bill was read first time:

H. B. No. 6. A bill for an act appropriating funds for the compensation of the members and officers of the second State Legislature, and expenses of said Legislature.

Mr Russell moved that the Rules be suspended for the purpose of reading said H. B. No. 6. second and third times and placing it upon its final passage, which motion prevailed by a unanimous vote.

H. B. No. 6. A bill for an act appropriating funds for the compensation of the members and officers of the second State Legislature and expenses of said Legislature, was read second and third times, put on its final passage, and passed by the following vote:

Ayes- Messrs Chatterton, Hamlin, Holliday, Hoyt, J.

Kabis, Skinner, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President - 14

Noes - None

Absent - Messrs Fitch, Tisdale. - 2

And so the bill having received the affirmative votes of a majority of all the members elected to the Senate, Mr President declared the bill passed.

Mr President announced that Mr Fitch desired to be excused from attendance this afternoon, and there being no objection Mr Fitch was excused.

Reports from Committees.

The following reports were received:

Senate Chamber
Cheyenne, Wyo, Jany 21-1893

Mr President:-

Your Committee on Judiciary, having under consideration the claims of Robert Foote to the seat in this Honorable Body now held by Senator John N. Tisdale, beg leave to report that a meeting of your said Committee was held on Jan. 20th 1893 for the purpose of receiving the evidence in and finally determining the said controversy, that both the said Foote and the said Tisdale were present at said meeting, in person and by attorney; that the attorney for the said Robert Foote represented to the Committee that it was impossible to proceed with the said hearing owing to the absence of material evidence, and that the said John Tisdale expressed himself as ready to proceed. Whereupon, at the request of the said Foote, the said hearing was continued until Jany 21st 1893.

C.C. Hamlin,
Chairman.

Senate Chamber,
Cheyenne, Wyo, Jany, 21-1893

Mr President:-

A majority of your Committee on Judiciary, having under consideration Senate File No. 6, by Mr Ludvigsen, same bring a bill for an act to amend and re-enact

Section Thirty Seven Seventy Six of the Revised Statutes of Wyoming, as same is revived and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming enacted by the First State Legislature, and approved January 8th 1891, beg leave to recommend that same do pass

C.C. Hamlin
Chairman

Senate Chamber
Cheyenne Wyo. Jany. 21. 1893

Mr President:-

A minority of your Committee on Judiciary having under consideration Senate File No. 6 by Mr Ludvigsen same being a bill for an act to amend and re-enact Section thirty seven hundred and seventy six of the Revised Statutes of Wyoming, as same is revived and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming, enacted by the First State Legislature and approved Jany 8th 1891, beg leave to recommend that same do not pass

John McCormick

Senate Chamber
Cheyenne Wyo. Jany 21-1893

Mr President:-

Your Committee on Judiciary, having under consideration Senate File No. 9 by Mr Chatterton, being a bill for a act regulating the disposition of unexpended balances of appropriations, and for other purposes, do hereby respectfully recommend that same do pass.

C C Hamlin
Chairman

Committee of the Whole

On motion of Mr Holliday the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Holliday in the chair

Upon arising the Committee of the Whole submitted the following report:-

Mr President:

Your Committee of the Whole having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:-

That S.F No 9 a bill for an act regulating the disposition of unexpended balances of appropriations and for other purposes be amended by adding a new section as follows:-

Section 3 The unexpended balance known as the Capitol Building Fund (not appropriated) is not contemplated to be included within the provisions of this act." Renumber Sec. 3 so as to make it Sec. 4, and as thus amended that said S.F No. 9 do pass.

That S.F No. 6, a bill for an act to amend and reenact Section 3776 of the Revised Statutes of Wyoming as same is revised and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming, enacted by the First State Legislature and approved January 8. 1891, be amended by striking out in Sec. 1, all of line 33 after the word "municipality" where said word occurs in said line, and in lieu thereof inserting the words, "other than the bonds of this State or of any county, school district or municipality thereof; stock in any corporation, bank or company;" and as thus amended that said S.F No. 6 do pass

W A Holliday
Chairman.

On motion of Mr Russell the report of the Committee of the Whole was adopted, and said S.F No. 9, and S.F No. 6, amended in accordance with the recommendations therein contained.

Bills on Second Reading

S.F No. 11, a bill for an act to protect employes of corporations, companies or individuals and other persons nominated as candidates at any election, in their rights as citizens, as amended, was read second time and ordered engrossed for a third reading

Bills on Third Reading

S.F No. 1 "a bill for an act to amend Section 5

of Chapter 16 of an act providing for probate jurisdiction and procedure, and prescribing the duties of courts and officers in connection therewith, approved January 10, 1891" as amended was read third time, put on its final passage, and passed by the following vote:-

Ayes — Messrs Chatterton, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, Merrill, Miller, Richards, Russell, Mr President — 13.

Noes — None.

Absent — Messrs Fitch, McCormick, Tisdale — 3

And so the bill having received the affirmative votes of a majority of all the members elected to the Senate, Mr President declared the bill passed.

S.F. No. 4 "a bill for an act providing for the issuing of refunding bonds in school districts, as amended, was read third time, put on its final passage, and passed by the following vote:-

Ayes — Messrs Chatterton, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President — 14

Noes — None

Absent — Messrs Fitch, Tisdale-2

And so the bill having received the affirmative votes of a majority of all the members elected to the Senate, Mr President declared the bill passed.

On motion of Mr. Kabis the Senate adjourned until Monday, January 23, at 10 o'clock am.

J. Thompson
Chief Clerk

SENATE JOURNAL,

Tenth Day.

Senate Chamber
Cheyenne Wyo. Jany. 23-1893

The Senate met at 10 o'clock am.
Mr. President in the chair.
Roll call—
Present—Messrs Fitch, Holliday, Hoyt, Hurt, Kabis, Kline, Ludvigsen, Merrill, Miller, Richards, Russell, Mr. President.
Absent—Messrs Chatterton, Hamlin, McCormick, Tisdale
Prayer by the Chaplain.
The Journal of the proceedings of Saturday, January 21, 1893 was read and approved.
On motion of Mr Richards, Messrs Chatterton, Hamlin and McCormick, of the committee on Judiciary, were excused from attendance to-day on account of a meeting of said committee on Judiciary; and Mr Tisdale was excused from attendance because of the necessity of his presence as a witness before the said committee on Judiciary.
Mr. President announced that he was about to sign Enrolled act No. 1, House, "An act appropriating funds for the compensation of the members and officers of the Second State Legislature, and expenses of said Legislature," and did, in the presence of the Senate, affix his official signature to said Enrolled act No. 1, House.

Senate Files on First Reading

The following entitled bills were introduced, read first time, ordered printed and referred:
S.F. No. 20, by Mr Fitch, "A bill for an act concerning deeds of trust, and repealing Chapter 3 of Title 1 of the Revised Statutes of Wyoming"
Referred to Committee No. 7, on County Affairs and County Boundaries.
S.F. No. 21, by Mr. Fitch. "A Bill for an act making it a misdemeanor to remove any improvements from mortgaged property, and providing a penalty therefor."
Referred to Committee No. 1 on Judiciary.

S.F. No. 22, by Mr Fitch "a bill for an act requiring additional notice to be given of the sale of property for delinquent taxes"

Referred to Committee No 2 on Finance Expenditures Ways and means

Reports from Committees

The following report was received:

Senate Chamber
Cheyenne Wyo, Jan 23. 1893.

Mr President:

Your committee No. 19, on Public Printing, Joint Printing and Public Accounts, beg leave to report the following bills printed:

S.F. No. 8, "A bill for an act to establish and maintain a system of public instruction"

S.F. No. 15, "A bill for an act providing for the office of Supervising and District Assessors, fixing the salaries thereof, the manner of assessing all property, the collection and compilation of census information, the amendment and re-enactment of Sections 3776, 3784, 3795, 3796 and 3965 of the Revised Statutes of Wyoming; Section 5, Chapter 55, Session Laws of 1891, and referring to Sections 1229, 3799, 4218, 3797, and 3798 Rev. Stat., and repealing Sections 1872 and 3774 of the Rev. Stat, and Chapter 5, Title 33 Rev. Stat. and for other purposes.

Geo. H. Hoyt
Chairman

Bills on Second Reading

S.F. No. 9 "a bill for an act regulating the disposition of unexpended balances of appropriations, and for other purposes" as amended, was read second time and ordered engrossed for a third reading.

S.F. No. 6, "A bill for an act to amend and re-enact Section 3776 of the Revised Statutes of Wyoming as same is revised and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming enacted by the First State Legislature and approved January 8 1891, as an

was read second time

By general consent, and on request of Mr Holliday said S.F. No 6, as amended was laid deide until this afternoon

On motion of Mr Holliday the Senate stood in recess until 3 o-clock p.m. today.

Afternoon Session

The Senate reassembled at 3 o clock p.m.
Mr President in the chair

By general consent the Senate returned to the ninth order of business

Reports from Committees

The following reports were received:-

Senate Chamber
Cheyenne Jany. 23-1893

Hon President of the Senate
Sir:

Your committee No 6, on Stock Raising and Stock Laws, beg leave to report that they recommend that Senate Joint Resolution No 1, "providing for the appointment of a Joint Committee to investigate the affairs of the State Board of Live Stock Commissioners and to report the result of such investigation to the Legislature", do pass

R.E. Fitch
Chairman.

Senate Chamber
Cheyenne Jany 23-1893

Mr President:-

Your Committee on Engrossment respectfully report the following entitled bill properly engrossed:

S.F. No 11, by Mr Miller, A Bill for an act to protect employes of corporations, companies or individuals and other persons nominated as candidates at any election in their rights as citizens.

F Chatterton acting Chairman

Mr Hamlin, on behalf of the Committee on Judiciary, stated that said Committee would make its final Report in the matter of Foote against Tisdale, to-morrow morning.

Bills on Second Reading.

The order of business "Bills on Second Reading" again being reached, Mr Holliday moved that S.F. No. 6, "A bill for an act to amend and reenact Section 3776 of the Revised Statutes of Wyoming as same is revised and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming, enacted by the First State Legislature and approved January 8. 1891," be amended as follows:

In Sec. 1, line 33 of said bill strike out the words "other than the bonds of this State or of any county, school district or municipality thereof; stock in any corporation, bank or company," and insert in lieu thereof the words "or other corporation, except as herein otherwise provided; stock or shares in any bank or company," And in lines 45 and 46 of said Section 1, strike out all after the word "specified," where said word occurs in line 45, and insert in lieu thereof: "Provided that the bonds of this State, the bonds of each county, school district and municipality within this State, as well as mortgages and trust deeds when all the property given to secure the payment of such mortgage or trust deed is situate within this State, shall be exempt from taxation in Wyoming;" which motion prevailed, and the said S.F. No. 6, was amended in accordance therewith, and, as thus amended, was ordered engrossed for a third reading.

Communication from the Governor.

The following communication was received from the Governor:

State of Wyoming
Executive Department
Cheyenne Wyo, Jany 23rd 1892

Hon. F. W. Mondell,

SENATE JOURNAL,

President of the Senate,

Sir:-

I have the honor to inform you that I have this day approved the following Enrolled Act No. 1, House, an act appropriating funds for the compensation of the members and officers of the Second State Legislature and expenses of said Legislature.

Very respectfully
John E. Osborne
Governor

Message from the House

The following message was received from the House:-

House of Representatives
Cheyenne Jan 23-1893.

Hon President of the Senate,

Sir:-

I have the honor to inform your Honorable Body that the following Bills have been introduced in this House this day viz:-

H. B. No. 23 by Mr Harper, a Bill for an act providing for and adopting a Great Seal for the State of Wyoming.

H. B. No. 24, by Mr Burk, a Bill for an act to regulate the employment of convicts and the use of the product of convict Labor.

H. B. No. 25, by Mr Snider, a Bill for an act to amend and re-enact Section 135 of an act entitled "an act defining crimes; regulating criminal procedure, and for other purposes" approved March 14, 1890, in such a manner as to permit but twelve peremptory challenges in capital cases; and in other felonies, eight peremptory challenges; and in misdemeanors, four peremptory challenges to jurors, whether there are one or more defendants on trial.

H. B. No. 26 by Committee No. 3, a Bill for an act appropriating funds for the payment of certain certificates of indebtedness, and designating the manner in which such payment shall be

made.

Very Respectfully
A. D. Merritt
Chief Clerk

Bills on Third Reading.

S.F. No 11 "a bill for an act to protect employes of corporations, companies or individuals and other persons nominated as candidates at any election in their rights as citizens" as amended, was read third time, put on its final passage and passed by the following vote:

Ayes — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurt, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Russell, Tisdale, Mr President — 15

Noes — None

Absent — Mr Richards — 1

And so the bill having received the affirmative votes of a majority of all the members elected to the Senate Mr President declared the bill passed.

Committee of the Whole.

On motion of Mr Kabis the Senate resolved itself into a Committee of the Whole for the consideration of S. J. R. No 1.

Mr Kabis in the chair.

Upon arising the Committee of the Whole reported as follows:

Mr President

Your Committee of the Whole having had under consideration S. J. R. No 1, same being a Joint Resolution providing for the appointment of a Joint Committee to investigate the affairs of the State Board of Live Stock Commissioners and to report the result of such investigation to the Legislature", beg leave to report same back to the Senate with the recommendation that said S. J. R. No 1, be temporarily laid on the table.

L. Kabis,
Chairman

On motion of Mr Holliday the report of the Committee of the Whole was adopted.

On motion of Mr Hume the Senate adjourned.

J. Blythe Lewis
Chief Clerk

Eleventh Day.

Senate Chamber
Cheyenne Wyo, Jany 24-1893

The Senate met at 10 o-clock am
Mr President in the chair
Roll call:
Present—Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Krabs, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Tidale, Mr President.
Absent - None.
Prayer by the Chaplain.
The Journal of the preceding day was read and approved.

Notices of Bills

The following notices of the introduction of bills were given:-

Senate Chamber
Cheyenne, Jany 24 1893

Mr President:
I hereby give notice, that on to morrow or some future day, I will introduce a bill for an act providing for the repeal of Chapter 16 of the Session Laws of 1890 and 1891 and to provide for the payment of taxes.
John McCormick

Senate Chamber
Cheyenne, Jany, 24-1893

Mr President:
I desire to give notice that on to-morrow or some future day I will introduce a bill entitled 'an act to amend and re-enact Section 4 of Chapter 52 of the Session Laws of 1890-91
Respectfully
John H. Tidale

Senate Files on First Reading.

The following entitled bill was introduced, read first time, ordered printed and referred:

S F No 23 by Mr Richards A bill for an act to make railroad, canal, bridge and ditching companies and companies and persons responsible for material furnished and labor performed in the construction, repair, or improvement of any such works, and to secure the laborer and material-man a lien for the material furnished and the labor performed"

Referred to Committee No. 9, on Railroads and Transportation.

Reports from Committees

The following reports were received:

Senate Chamber
Cheyenne Wyo, Jany 24 1893

In the matter of the claim of Robert Foote to the seat in this Senate now occupied by John N. Tisdale:

Mr President:-

Your Committee on Judiciary, having had under consideration the minority report of the Committee on Credentials, whereby it is claimed that Robert Foote is entitled to the seat in this Senate now held by Senator John N. Tisdale, beg leave to report that a full hearing of the said controversy has been had, and that the only questions involved in the said controversy are:-

First:- Was there, at the time of the last general election, or is there now, a vacancy in the office of State Senator from Johnson County.

Second:- If such vacancy did exist at the time of the last general election was the said Robert Foote so regularly and duly elected to fill such vacancy as to be entitled to have said seat.

And having examined all the evidence in this controversy your committee further find the following to be the facts therein:-

First:- That the contestee, John N. Tisdale, has not

been within Johnson County, with the exception of a short time in 1892, since December, 1890.

Second:- That the said contestee has, and has had, ever since December 1890, property interests in Johnson County.

Third:- That said contestee testified and claimed that Johnson County is, and at all times since December 1890 has been his legal residence and that it has never been his intention to relinquish same, and in support of his contention proves that a divorce proceeding was instituted by him in Johnson County in July 1892, wherein his residence was alleged to be Johnson County, that in applying for a marriage certificate recently he set forth his rekidence as Johnson County, that in an application for divorce against him by his wife his residence was alleged to be Johnson County, and that the evidence of the contestee in the above particulars is substantiated by the evidence of D. R. Tisdale, a resident of Johnson County, J. E. Chappell, a resident and businessman of Buffalo in Johnson County, and T. A. Clay a resident of Buffalo, Johnson County.

Fourth:- That contestant denies that the legal residence of contestee is Johnson County and in support of such denial produced an alleged copy of a petition for divorce claimed to have been filed by contestee in Albany County, Wyoming wherein contestee sets forth his residence as said Albany County; part of a certificate of Incorporation of a Utah Corporation of which contestee was one of the incorporators and wherein, after the name of John N. Tisdale appear the words "of Salt Lake City, Utah Territory;" and the evidence of one Fred. J. Stanton, who swore that in a conversation had with the said John N. Tisdale the said Tisdale had said that he had left Wyoming and was in the insurance business in Utah, where he had taken up his permanent residence; the testimony of George Masters to the effect that Tisdale had told him that he was living in Salt Lake City but that said Tisdale did not say that he was permenantly located there, that at one time in the city of Laramie, Wyoming, the contestee placed the words "Salt Lake City" after his name on the hotel register; that contestee, for a period of sixty days, was General Agent of the New York Life Insurance Company for Utah, Wyoming and Idaho, which said company had an office in Salt Lake City for said district over which contestee had charge.

Fifth:- In response to the evidence of the contestant as set forth in the fourth section hereof, contestee produced evidence to prove that his petition for divorce in Albany County was filed there at the instance of his attorney, that when the said attorney proposed that said proceedings be instituted in Albany County contestee asked him if it would not be impossible to procure a divorce there for the reason that his residence was not there and that his attorney replied that it was only a formal matter and that it would be all right so long as the suit was brought in the Second Judicial District and that the divorce could be more quickly procured in Albany County owing to the fact that Court would set there at an earlier time than in Johnson County, whereupon the said proceedings were instituted in Albany County, that afterwards, not being satisfied with the conduct of the case, the said contestee employed another attorney who on looking over the files asked him if he was prepared to prove that he was a resident of said Albany County and that contestee informed him that he was not, as he was not and never had been a resident of Albany County, whereupon, on the advice of his attorney to the effect that he must prove residence in Albany County for the purpose of obtaining a divorce, there he had the proceedings dismissed in Albany County and a new proceedings for divorce instituted in Johnson County where he claimed a residence; Contestee further swore, in reference to the certificate of incorporation above referred to, that his interest in the said corporation was small, that the certificate was brought to him to sign and he signed same without investigation as to its contents and that he was not aware of the fact that he was therein set forth as a resident of Salt Lake City, Utah Territory. In reply to the testimony of Fred. J. Stanton contestee swore that same was not true and also produced a copy of an affidavit impeaching the veracity and reliability of the said Stanton. In reply to the allegation that contestee had gone into the insurance business in Salt Lake City, contestee swore that the business of the said Insurance Agency was as much for Wyoming as for Utah, that his business was in both said State and Territory, that he was in said business but sixty days and that it was not his intention, in taking said

agency, to forfeit his residence in Wyoming; contestee further testified that since he left Johnson County in December 1890 he had been in numerous places, that he was in San Francisco for three months and that he had been in New York City for about as long a period as he had been in Salt Lake City, and that he had spent considerable time at various other places. As to registering at Laramie, Contestee testified that he was in the habit of registering from various places as might best suit his convenience and never considered that so registering in any way affected his residence or had any bearing thereon. Contestee further testified that his residence in Utah was only temporary and that he had never voted in any place other than Wyoming.

Sixth:- As to the second question in this controversy, as to whether or not if there was a vacancy in the office of State Senator from Johnson County, Robert Foote was duly and regularly elected to fill same, Your committee finds that, should the Senate find that there was a vacancy as above set forth, still the said Robert Foote should not be recognized and declared to be the Senator from Johnson County for the reason that the documentary evidence submitted in support of his claim shows that he was not duly and regularly elected, and your committee respectfully refer this Honorable Body to said evidence, herewith transmitted.

Wherefore your said committee, after having fully considered all the evidence in this controversy, in the light of the law applicable thereto, find that the claimant, Robert Foote, has no valid right to recognition by this body as a Senator from Johnson County and that the minority report of your committee on Credentials should not be concidered by this Senate

C. C. Hamlin
Chairman
John McCormick
F Chatterton
members

Senate Chamber
Cheyenne Wyo, Janu 24-1893

Mr President:
While agreeing fully with the report"

committee on credentials to the effect that Robert Foote has no right to a seat in this Honorable Body as Senator from Johnson county, owing to the facts shown by the documentary evidence herewith transmitted, still I am of the opinion from all the testimony set forth in the said report, that the said John N. Tisdale had forfeited his right to the said seat by reason of having become a non-resident of Johnson county

John McCormick.

Senate Chamber
Cheyenne, Jany. 24-1893

Mr President:-

Your committee No 7 on County Affairs and County Boundaries, to whom was referred Senate File No 7 being "a bill for an act providing for the erection of Court Houses and Jails in the several Counties of Wyoming and for issuing bonds for that purpose" beg leave to report that we have had the same under consideration and recommend the following amendments and, if the bill is thus amended, that the same do pass.

Strike out all of Section Two and insert in lieu thereof the following

"Sec. 2- Before the provisions of this act shall be carried into effect or any expense incurred thereunder, the proposition to issue the bonds of the county for the erection of a court house and jail shall be submitted to a vote of the qualified electors of such County and by them approved; such proposition to be submitted at any general election or at a special election held for that purpose, such election to be conducted in the same manner as any other county or State election; the proposition so submitted to a vote of the qualified electors shall specify the amount of bonds proposed to be issued, the rate of interest and the purpose for which it is proposed to issue the bonds. At any such election the official ballot shall contain the words "For Court House Bonds" and "Against Court House Bonds," if a majority of the votes cast upon the proposition shall be for the bonds, then such proposition shall be deemed to have been approved by the people.

At such election the elector shall prepare his ballot by crossing therefrom such parts, so that the remaining part

shall express his vote upon the question submitted"

Amend Section 8 by striking out the word "securities" after the word "sufficient" and insert in lieu thereof the word "sureties"

Amend Section 10 by striking out the words "five hundred dollars each" and insert in lieu thereof the following: "not less than one hundred dollars nor more than five hundred dollars each, in the discretion of the Board of County Commissioners, provided that all bonds of one issue shall be of the same denomination."

Also strike out the word "twenty" before the word "years" and insert in lieu thereof the word "thirty"

Also strike out the words "not to exceed sixty."

Also strike out the words "before being used."

Amend Section 15 by striking out the word "twentieth" wherever it occurs in such section and insert in lieu thereof the word "thirtieth", and strike out the words "tenth" "tenths" or "ten" wherever any of them occur in said section and insert in lieu thereof the words "twenty" "twentieth" and "twentieths"

Amend Section 16 by striking out the words "for two issues" where they occur after the word "county" and in lieu thereof insert the following: "Such publication if made in a weekly newspaper to be for two successive issues and if in a daily newspaper then for ten successive issues"

Amend Section 1 by striking out the words "within the limits of" and insert in lieu thereof the word "at."

Respectfully
Geo. W. Hoyt
Chairman

Senate Chamber
Cheyenne Wyo, Jany 24-1893

Mr President
Sir:

Your Committee No. 7, on County Affairs and County Boundaries to whom was referred Senate File No 2. being for an act providing for the letting of contracts for services, work and labor, and for the purchasing of material by the Board of County Commissioners in the several counties of the State of Wyoming, have had the same under

consideration and beg leave to report the same back with the recommendation that it do not pass

Geo W Hoyt
Chairman

Senate Chamber
Cheyenne Wyo, Jany 24-1893

Mr President
Sir:

Your committee No. 7, on County Affairs and County Boundaries, to whom was referred Senate File No 13, being "a bill introduced by Mr Richards for an act to amend and re-enact Section 1 of Chapter 68 of an act entitled "An act providing for the election of presidential electors and other officers" approved January 10th 1891, in such manner as to provide that a sheriff shall hold his office for a term of four (4) years and shall be ineligible to succeed himself to such office", beg leave to report that they have had the same under consideration and report said bill back with the recommendation that it be referred to the Committee of the Whole.

Geo. W. Hoyt
Chairman

Senate Chamber
Cheyenne Wyo. Jany. 24. 1893

Hon. President of the Senate:

Your Committee No. 2 on Finance, Expenditures, Ways and Means, beg leave to report back to the Senate S. F. No. 14, same being for an act authorizing the committees on Corporations and Municipal Laws of the Senate and House to employ one or more persons to prepare a bill relating to the organization and classification of Municipal Corporations, in order to make operative Article XIII of the Constitution of the State of Wyoming; with recommendation that said bill do pass

R.E. Fitch
acting Chairman

On motion of Mr Hamlin the report of the committee on Judiciary was made the special order for to-morrow at 3 o'clock pm.

STATE OF WYOMING.

On motion of Mr Hamlin, Mr Holliday was granted permission to take from the files temporarily for the purpose of examination the said report of the Committee on Judiciary, in the matter of the claim of Robert Foote to the seat in this Senate now occupied by John N. Tisdale, and the documents which accompany such report.

On motion of Mr Chatterton the Senate stood in recess until 12 o'clock noon.

Twelve O'clock Noon

The Senate reassembled at 12 o'clock noon.

Mr. President in the chair

Mr President announced that the first business in order would be the naming by the Senate by a viva voce vote of a person for Senator in Congress from the State of Wyoming for the term of six years, from the 4th day of March A.D. 1893, as provided for by Sections 14 and 16 of Title 2, Chapter 1 of the Revised Statutes of the United States for 1873 and 1874.

Thereupon the Senate proceeded by a viva voce vote of each member present, to name a person for United States Senator from the State of Wyoming.

The roll was called and sixteen Senators voted; nine votes being necessary to a choice.

Clarence D. Clark received 4 votes.
Francis E. Warren received 4 votes
W. L. Kuykendall received 3 votes
Leopold Grabis received 1 vote.
William Taylor received 1 vote.
A. L. New received 1 vote.
Dr Forrest Richards received 1 vote.
E. H. Snider received 1 vote.

Those who voted for Clarence D. Clark were:-
Messrs Chatterton, Hamlin, Richards, Russell—4
Those who voted for Francis E. Warren were:-
Messrs Hoyt, Merrill, Tisdale, Mr President—4
Those who voted for W. L. Kuykendall were:-
Messrs. Holliday, Hart, Grabis—3
Mr Shine voted for Leopold Grabis—1
Mr Fitch voted for William Taylor—1
Mr Lusvigen voted for Dr Forrest Richards—1

Mr McCormick voted for E.M Snider. — 1
Mr Miller voted for A.L. New. — 1
Mr President thereupon declared that the Senate, on its part, had failed to choose a person for United States Senator from the State of Wyoming.
On motion of Mr Hamlin the Senate stood in recess until 3 o'clock p.m.

Afternoon Session

The Senate re-assembled at 3 o'clock p.m.
Mr. President in the chair.

Message from the House.

The following message was received from the House:

House of Representatives
Cheyenne Jany 24-1893

Hon President of the Senate
Sir!

I have the honor to inform your Honorable Body that the following bills were introduced in this House this day:

H.B. No. 27, By Mr Burke for an act to amend and re-enact Section 2 and 5 of Chapter 27, of the Session Laws of 1890-1891. Approved January 6th 1891.

H.B No. 28, By Mr Dyer, a Bill for an act for the protection of game and fish.

Very Respectfully,
A. D. Merritt,
Chief Clerk.

Committee of the Whole

On motion of Mr Kabis the Senate resolved itself into a Committee of the Whole, for the consideration of bills on the genral file.
Mr Tisdale in the chair
Upon arising the Committee of the Whole submitted the following report.

STATE OF WYOMING.

Mr Prusident

Your Committee of the Whole having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:-

That S.F. No. 14, "a bill for an act authorizing the Committees on Corporations and Municipal Laws of the Senate and House, to employ one or more persons to prepare a bill relating to the organization and classification of municipal corporations, in order to make operative Article XIII of the Constitution of the State of Wyoming," be amended in Sec. 1. by striking out the word "thru" in line 5, and inserting the word "two" in lieu thereof. Also in Sec. 3 strike out the word "employment" and insert in lieu thereof the word "purpose". Also in Sec. 2 strike out the word "five" in line 5 and insert in lieu thereof the word "ten". And that said bill as thus amended do pass

That S.F. No. 7, "A bill for an act providing for the erection of court houses and jails in the several counties of Wyoming, and for the raising of funds for that purpose" be recommitted to committee No. 7, on County Affair and County Boundaries.

That further consideration of S.F. No. 2, "a bill for an act providing for the letting of contracts for service, work and labor, and for the purchase of material by the Board of County Commissioners in the several counties of the State of Wyoming" be indefinitely postponed

John N. Tisdale
Chairman

On motion of Mr Chatterton the report of the Committee of the Whole was adopted and S.F. No. 14, was amended in accordance with the recommendations therein contained; S.F. No 7 was recommitted to the committee on County Affairs and County Boundaries, and further consideration of S.F. No. 2, was indefinitely postponed.

On motion of Mr Hamlin the Senate adjourned.

J. Stapleton
Chief Clerk

SENATE JOURNAL,

Twelfth Day

Senate Chamber
Cheyenne Wyo. Jany. 25 1893

The Senate met at 10 o'clock a.m.
Mr President in the chair.
Roll call.
Present— Messrs Chatterton, Fitch, Landers, Kelley, Hoyt, Hurt, Isabel, Kane, Ludvigsen, McCormick, Morrill, Miller, Richards, Russell, Tisdale, Mr President.
Absent— None.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.
The following privileged reports were received:

Senate Chamber
Cheyenne Jany. 24, 93

Mr President:

Your committee on Engrossment respectfully report the following entitled bill properly engrossed:

S.F. No 6, by Mr Ludvigsen, "A Bill for an act to amend and re-enact Section 3476 of the Revised Statutes of Wyoming as same is revised and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming enacted by the First State Legislature and approved January 8, 1891."

John N. Tisdale
Chairman

Senate Chamber
Cheyenne Jan 20—, 93

Mr President:

Your committee No. 19 on Public Printing Joint Printing & Public Accounts, respectfully report the following entitled bill printed:

S.F. No. 20, "A Bill for an act concerning deeds of trust, and repealing Chapter 3 of Title 1 of the Revised Statutes of Wyoming."

Geo. N. Hoyt
Chairman

On motion of Mr Kabis the Senate stood in recess until 11:55 o'clock this a.m.

Eleven-fifty-five O'clock A.M.

The Senate re-assembled at 11:55 o'clock a.m. Mr President in the chair.

Message from the House.

The following message was received from the House:

House of Representatives
Cheyenne, Jany. 25-1893

Hon President of the Senate
Sir:

I have the honor to inform your Honorable body that a resolution of which the following is a copy, has this day passed the House:

Resolved: That a committee of three Members of the House be appointed to invite the Honorable Senate to meet the House in Joint convention in the Hall of the House of Representatives to day at the hour of 12 o'clock Noon and on each day of the Session hereafter until the election of a United States Senator, for the purpose of voting one or more times for a person to serve as United States Senator in Congress for the term of six years beginning March 4th 1893"

And that the Committee appointed under said resolution consist of Messrs Snider, Harper and Iredale

Very Respectfully
H.D. Merritt
Chief Clerk.

On motion of Mr Holliday the communication from the House was received.

The hour of 12 o'clock meridian having arrived, Mr President announced that in pursuance of Sections 14 and 15 of Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874 it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the [illegible]

taking action on the election of a Senator in Congress of the United States, from the State of Wyoming, for six years from the 4th day of March A.D. 1893.

The Senate thereupon proceeded, under escort of the House Committee, to the Hall of the House of Representatives where the following proceedings were had:

Joint Session

Hall of the House of Representatives
Cheyenne, Wyo. July 25-1893

At 12 o'clock, meridian, this day, the Senate and House of Representatives of the Legislature of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15 of Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, the Senate and House had met in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for six years, from the 4th day of March A.D. 1893.

By direction of the Speaker of the House, the Chief Clerk thereof called the roll of the House,

Present — Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Henkle, Hunter, Hurd, Iredale, Kingsbury, Puckett, Russell, Snider, Spinner, Sterling, Taylor, Tourtellotte, Wren, Ward, Mr Speaker — 33.

Absent — None.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate,

Present Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Tisdale, Mr President — 16

Absent — None.

The President of the Senate announced that the roll call showed a quorum of each the Senate and the House to be present.

By direction of the Speaker of the House of Represen-
tatives the Chief Clerk thereof read that portion of the
Journal of the House of yesterday, January 24. 1893, which
set forth the action of the House of Representatives in nam-
ing a person for Senator in the Congress of the United
States from the State of Wyoming for the six years from the
4th. day of March A.D. 1893

By direction of the President of the Senate the Chief
Clerk thereof read that portion of the Senate Journal of
yesterday January 24th, 1893, which set forth the action
of the Senate in naming a person for Senator in the Con-
gress of the United State from the State of Wyoming for the
six years from the 4th day of March A.D. 1893

In as much as the Journals of the Senate and
House of Representatives showed that there had been no elect-
ion of a United States Senator from the State of Wyoming,
the President of the Senate thereupon announced the
business to be the election of such United States Senator in
Joint Session.

The Legislature then proceeded to vote for a United
States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Represen-
tatives, the Chief Clerk thereof called the roll of the House
for the first joint ballot for United States Senator with the
following result:

Thirty three members of the House of Representatives
voted.

Frank W. Mondell received 9 votes.
A. L. New received 5 votes
C. E. Tidball received 4 votes.
W. A. Holliday received 4 votes.
W. C. Kuykendall received 4 votes.
George T. Beck received 2 votes.
S. T. Corn received 1 vote.
William Hinton received 1 vote.
William Brown received 1 vote.
John McCormick received 1 vote.
H. D. Merritt received 1 vote.
Those who voted for Frank W. Mondell were:
Messrs Brooks, Burke, Clark, Colwell, Downey,
Guernsey, Iredale, Spinner, Towle. — 9

Those who voted for A. L. New were:
Messrs Allred, Harper, Hurd, Pickett, Russell.—5
Those who voted for L. C. Tidball were:
Messrs Ayers, Dean, Hagen, Hinkle—4
Those who voted for W. H. Holliday were
Messrs Beattie, Dyer, Stirling, Kurz.—4.
Those who voted for W. L. Knykendall were
Messrs Bennett, Chapman, Hunter, Wren.—4
Those who voted for George T. Beck were
Messrs Baker, Brundage—2
Mr Farlow voted for S. T. Corn—1
Mr Kingsbury voted for William Hinton—1
Mr Speaker voted for William Brown—1
Mr Snider voted for John McCormick—1
Mr Taylor voted for N. D. Merritt—1
By direction of the President of the Senate the Chief Clerk thereof called the roll of the Senate, for the first joint ballot for United States Senator, with the following result:-
Sixteen Senators voted.
Frank W. Mondell received 8 votes.
Clarence D. Clark received 2 votes.
L. C. Tidball received 1 vote.
A. L. New received 1 vote.
W. H. Holliday received 1 vote.
W. L. Knykendall received 1 vote.
S. T. Corn received 1 vote.
Leopold Kabis received 1 vote.
Those who voted for Frank W. Mondell were:
Messrs Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Merrill, Richards, Tisdale—8
Those who voted for Clarence D. Clark were:-
Messrs Chatterton, Russell—2.
Mr President voted for L. C. Tidball—1.
Mr Miller voted for A. L. New—1.
Mr Hurd voted for W. H. Holliday—1.
Mr Kabis voted for W. L. Knykendall—1.
Mr Holliday voted for S. T. Corn—1.
Mr Hume voted for Leopold Kabis—1
Thereupon the President of the Senate announced the result of the first joint ballot for United States Senator as follows:-

Forty-nine Senators and Representatives had voted, twenty-five voting necessary for a choice.

Frank W. Mondell received in all 17 votes.
A. L. New received in all 6 votes.
L. C. Tidball received in all 5 votes
W. H. Holliday received in all 5 votes
W. L. Kuykendall received in all 5 votes.
Clarence D. Clark received in all 2 votes
S. T. Corn received in all 2 votes
Geo. T. Beck received in all 2 votes
William Huston received in all 1 vote
William Brown received in all 1 vote
John McCormick received in all 1 vote
Leopold Kabis received in all 1 vote
H. D. Merritt received in all 1 vote

And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had on the first joint ballot failed to choose a United States Senator from the State of Wyoming.

Representative Baker moved that the Joint Session adjourn to meet again to-morrow, at 12 o-clock noon, January 26. 1893, which motion prevailed.

Whereupon, the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber.

At 12:35 o'clock p.m. the Senate reconvened in the Senate Chamber

Mr President in the chair

On request of Mr Holliday, and by general consent, the report of the Committee on Judiciary in the matter of the claim of Robert Foote to the seat in this Senate now occupied by John N. Tisdale, the same being the special order for 3 o'clock p.m. to-day, was ordered laid over and made the special order for to-morrow at 3 o'clock p.m.

Senate Files on First Reading.

By general consent, the following entitled bills were

SENATE JOURNAL,

introduced, read first time, ordered printed, and referred.

S.F. No. 24 by Mr McCormick, "A Bill for an act to repeal Chapter Number Sixteen, of the Session Laws of Wyoming of 1890 and 1891, and to provide for the payment of taxes."

Referred to Committee No. 7, on County Affairs and County Boundaries.

On motion of Mr Russell the Senate adjourned.

Chief Clerk.

STATE OF WYOMING

Thirteenth Day

Senate Chamber
Cheyenne Wyo. Jany 26 1893

The Senate met at 10 o clock am.
Mr Chatterton Vice-President in the chair
Roll call
Present— Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurt, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Tisdale.
Absent— Mr President.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Notices of Bills

The following notice of the introduction of a bill was given:

Senate Chamber
Cheyenne, Wyo, Jany. 26-1893

Mr President:

I hereby give notice that I will on to morrow or some subsequent day introduce a bill for an act concerning Land Titles

W. H Holliday

Senate Files on First Reading

The following entitled bill was introduced, read first time, ordered printed, and referred:

S. F. No. 25 by Mr Tisdale, "A bill for an act to amend and re-enact Section 4 of Chapter 52 of the Session Laws of 1890-91."

Referred to Committee No. 7 on County Affairs and County Boundaries.

Reports from Committees

The following reports were received:-

Senate Chamber
Cheyenne, Jany. 26-1893

Mr President:

Your Committee No. 8 on Corporations and Municipal Laws, to whom was referred S.F. No. 16, "A bill for an act providing for the appointment of a president of the council in incorporated towns, and defining his duties," beg leave to report same back to the Senate with the recommendation that it do not pass

L. Merrill
Chairman
Senate Chamber
Cheyenne Jan. 26-1893

Mr President:

Your Committee No. 8 on Corporations and Municipal Laws, to whom was referred S.F. No. 17, "A bill for an act to repeal Sec. 4 of Chapter 43 of the Session Laws of Wyoming, passed by the Tenth Legislative Assembly, in reference to the incorporation of towns, and to revive and continue in full force and effect Section 464 of the Revised Statutes of Wyoming," beg leave to report same back to the Senate with the recommendation that it be amended as follows:

Strike out the word "amended" in line 4 of Section 2, also; strike out all of Section 2 after the word and figures "Section 464", and insert in lieu thereof the following:-

"It shall be the duty of the mayor to preside at all meetings of the town council, but in case of his absence one of the councilmen shall be chosen to act as president pro tem; such mayor shall have one vote and no more, upon all question coming before the council, and he shall commission all officers appointed or elected after the first election. The clerk shall keep a fair and accurate record of the proceedings of the town council, and in the absence of the clerk some suitable person may be appointed to act as clerk pro tem. under the supervision and control of the council"

And your Committee recommend that, as thus

amended, said S.F. No. 17 do pass.

S. Merrill
Chairman,
Senate Chamber
Cheyenne Wyo, Jan. 26. 1893

Mr President:-

Your committee No. 19, on Public Printing, Joint Printing and Public Accounts, beg leave to report S.F. No. 23 "A bill for an act to make railroad, canal, bridge, and ditching companies and companies and persons responsible for material furnished and labor performed in the construction, repair or improvement of any such works, and to secure the laborer and material man a lien for the material furnished and labor performed" properly printed.

Geo. W. Hoyt.
Chairman

Committee of the Whole

On motion of Mr. Holliday the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr. Richards in the chair.

Upon arising the Committee of the Whole reported as follows:

Mr President:

Your Committee of the Whole having had under consideration bills on the general file beg leave to report same back to the Senate with the following recommendations:

That S.F. No. 13 "A bill for an act to amend and re-enact Section one of Chapter sixty-eight of an act entitled an act providing for the election of presidential electors and other officers, approved Jan. 10, 1891, in such manner as to provide that a sheriff shall hold his office for a term of four years, and shall be ineligible to succeed himself to such office," be recommitted to Committee No. 7 with instruction to draft and report a substitute therefor.

Dr F. Richards
Chairman.

On motion of Mr McCormick the report of the Committee of the Whole was adopted, and said L.F. No. 13 recommitted in accordance with the recommendations therein contained.

Bills on Second Reading

L.F. No. 14, A bill for an act authorizing the Committee on Corporations and Municipal Laws of the Senate and House to employ one or more persons to prepare a bill relating to the organization and classification of municipal corporations in order to make operative Article XIII of the Constitution of the State of Wyoming" as amended, was read second time and ordered engrossed for a third reading.

On motion of Mr McCormick the Senate stood in recess until 11:55 o-clock this a.m.

Eleven-fifty-five O-clock.

The Senate reconvened at 11:55 o'clock a.m.

Mr President in the chair.

The following privileged report was received:

Senate Chamber
Cheyenne, Wyo, Jan. 26-1893

Mr President:-

Your Committee No. 22 on Engrossment, beg leave to report the following entitled bill correctly engrossed:

L.F. No. 14, "a bill for an act authorizing the Committee on Corporations and Municipal Laws of the Senate and House to employ one or more persons to prepare a bill relating to the organization and classification of municipal corporations in order to make operative Article XIII of the Constitution of the State of Wyoming."

Respectfully
John N. Tisdale
Chairman

Message from the House.

The following message was received from the House.

STATE OF WYOMING.

House of Representatives
Cheyenne January 26-1893

Honorable President of the Senate:

Sir:

I have the honor to inform your Honorable Body that the following bill has been introduced in this House this day, viz:

H.B. No. 29, by Mr Farlow, a bill for an act to amend Section 8 of an act entitled "An act providing for the establishment of the Wyoming Agricultural College and to provide for the location and government of the same, and for the instruction to be therein given, and for other purposes." Approved January 10, 1891.

Also, H.J.M. No. 6 by Mr Taylor, Memorializing Congress against the repeal of the ~~of the~~ act of July 14, 1890, requiring the purchase of 54,000,000 ounces of silver a year

Very Respectfully
H.D. Merritt
Chief Clerk

The hour of 12 o'clock, meridan, having arrived, Mr President announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1 of the Revised Statutes of the United States for 1873 and 1874, and in accordance with the motion of yesterday, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for six years from the 4th day of March A.D. 1893

The Senate thereupon proceeded, under escort of the House Committee, to the Hall of the House of Representatives, when the following proceedings were had:

Joint Session.

Hall of the House of Representatives
Cheyenne Wyo., Jan. 26-1893

At 12 o'clock meridian, this day the Senate and House of Representatives of the Legislature of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House jointly presided

The President of the Senate invited Hon. Clarence D. Clark, member of Congress from the State of Wyoming, who was present to a seat at the desk of the Presiding Officer, and the Hon. Clarence D. Clark, in response to said invitation accepted the seat at the Presiding Officers desk.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873-4, and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for the six years from the 4th day of March A.D. 1893.

By direction of the Speaker of the House, the Chief Clerk thereof called the roll of the House.

Present — Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Hinkle, Hunter, Aird, Iredale, Kingsbury, Pickett, Russell, Snider, Spinner, Stirling, Taylor, Towsley, Wren, Wurd, Mr Speaker — 33

Absent — None

By direction of the President of the Senate the Chief Clerk thereof called the roll of the Senate.

Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Tisdale, Mr President — 16.

Absent — None.

The President of the Senate announced that the roll call showed all members of each the Senate and the House to be present.

The Legislature then proceeded to vote for a United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House for the second joint ballot for United States Senator, with the following result:

Thirty-three members of the House of Representatives voted.

A. L. New received 10 votes.
Francis E. Warren received 8 votes.
Mrs Mary E. Bartlett received 5 votes.
W. A. Holliday received 3 votes.

George T. Beck received 2 votes.
L. C. Tidball received 1 vote.
C. D. Clark received 1 vote
J. M. Wilson received 1 vote.
F. E. Place received 1 vote.
Leopold Kabis received 1 vote.
Those who voted for A. L. New were:-
Messrs Allred, Bennett, Chapman, Farlow, Harper, Hunter, Hurd, Pickett, Russell, Yoxn, — 10.
Those who voted for Francis E. Warren were:-
Messrs Burke, Clarke, Colwell, Downey, Guernsey, Hinkle, Iredale, Towsley, — 8.
Those who voted for Mrs Mary E Bartlett were:-
Messrs Dean, Kingsbury, Snider, Taylor, Mr Speaker. — 5
Those who voted for H H Holliday were:-
Messrs Beattie, Dyer, Hurd — 3
Those who voted for George T. Beck were:-
Messrs Baker, Brundage — 2
Mr Hagen voted for L. C. Tidball — 1
Mr Spencer voted for C. D. Clark — 1
Mr Ayers voted for J. M. Wilson — 1
Mr Brooks voted for F. E. Place — 1
Mr Stirling voted for Leopold Kabis — 1
By direction of the President of the Senate the Chief Clerk thereof called the roll of the Senate, for the second joint ballot for United States Senator with the following result:-
Sixteen Senators voted.
Francis E. Warren received 5 votes.
C. D. Clark received 5 votes.
L. T. Corn received 2 votes.
A. L. New received 1 vote.
H. H. Holliday received 1 vote.
H. C. Kingsbendall received 1 vote.
John McCormick received 1 vote.
Those who voted for Francis E. Warren were:-
Messrs Fitch, Hoyt, Merrill, Tisdale, Mr President. — 5
Those who voted for C. D. Clark were:-
Messrs Chatterton, Hamlin, Ludvigsen, McCormick, Russell. — 5

Those who voted for L.T. Coon were:-
Messrs Hunt, Kuns—2
Mr Miller voted for A.L. New—1
Mr Scabis voted for N.H. Holliday—1
Mr Holliday voted for N.L. Kingsbendall—1
Mr Richards voted for John McCormick—1
Thereupon the President of the Senate announced the result of the second joint ballot for United States Senator as follows:-
Forty-nine Senators and Representatives had voted, twenty-five votes being necessary for a choice.
Francis E. Warren received in all 13 votes.
A.L. New received in all 11 votes.
C.D. Clark received in all 6 votes.
Mrs Mary E. Bartlett received in all 5 votes.
N.H. Holliday received in all 4 votes.
L.T. Coon received in all 2 votes.
George T. Beck received in all 2 votes.
N.L. Kingsbendall received in all 1 vote.
L.C. Tidball received in all 1 vote.
John McCormick received in all 1 vote.
Leopold Scabis received in all 1 vote.
J.M. Wilson received in all 1 vote.
F.E. Place received in all 1 vote.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had on the second joint ballot, failed to choose a United States Senator from the State of Wyoming.
Representative Baker moved that the Joint Session adjourn to meet again to-morrow, at 12. o clock noon, January 27-1893, which motion prevailed.
Whereupon, the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber

At 12:30 o clock p.m. the Senate reconvened in the Senate Chamber.
Mr President in the chair.
On motion of Mr McCormick the Senate stood in

recess until 3 o'clock p.m.

Afternoon Session.

The Senate re-assembled at 3 o'clock p.m.
Mr President in the Chair

The hour 3 o'clock p.m., having arrived for the consideration of the special order, the same being the report of the committee on Judiciary in the matter of the claim of Robert Foote to the seat in this Senate now occupied by John N. Tisdale, the said report was, by direction of Mr President read by the Chief Clerk.

Mr McCormick moved that the question as to whether or not Mr Tisdale shall retain his seat in this Senate, be first considered and decided, which motion prevailed.

Mr Holliday offered the following resolution, and moved its adoption.

Resolved, That it is the sense of the Senate, that John N Tisdale, now a member of this Senate, has forfeited all right to represent the County of Johnson in this body, from the fact that for many months before the convening of the second Legislature, the said John N. Tisdale had ceased to be an inhabitant of the district which the said Tisdale pretends to represent, as provided in Sec 6 and Sec 45 Chapter 8 Session Laws of 1890

The question on the adoption of the resolution having been discussed by Messrs Holliday and Hamlin, Mr Hamlin moved that further consideration of the said resolution, and of the report of the committee on Judiciary in the matter of the claim of Robert Foote to the seat in this Senate now occupied by John N. Tisdale, be postponed until 3 o'clock p.m. to-morrow, at which time the said resolution and report shall be the special order, which motion prevailed.

The following privileged report was received:

Senate Chamber
Cheyenne, Jany. 26-1893

Mr President:

Your committee No. 19, on Public Printing, Joint Printing and Public Accounts beg leave to report the following entitled bill printed:

S. F. No. 24, by Mr McCormick, "a bill for an act to repeal Chapter 16 of the Session Laws of 1890-1, and to provide

for the payment of taxes"

Also, that the statement of certificates of indebtedness as reported to the Senate by the State Auditor, has been printed, and the same is herewith returned.

Geo. W. Hoyt.
Chairman

On motion of Mr Hurt the Senate adjourned.

J. Rheselman
Chief Clerk

STATE OF WYOMING.

Fourteenth Day

Senate Chamber
Cheyenne Wyo, Jany 27. 1893

The Senate met at 10 o clock am.
Mr President in the Chair,
Roll call
Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, King, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Tisdale, Mr President
Absent — None.
Prayer by the Chaplain
The Journal of the proceedings of yesterday was read and aproved.

Notices of Bills

The following notices of the introduction of bills were given:

Senate Chamber
Cheyenne Wyo. Jany 27-1893

Mr President:

I will on to-morrow or some subsequent day introduce a bill for an act concerning the validity of Chattel Mortgages and repealing certain other laws relating thereto.

W. H. Holliday

Senate Chamber
Cheyenne. Jany. 27-1893

Hon. President of the Senate.

I give notice that I will on to-morrow, or some subsequent day, introduce a bill to amend and re-enact Sec 3564 of the Revised Statutes of Wyoming, relating to procedure in Justice Court

R. E. Fitch.

Reports from Committees

The following report was received:-

Senate Chamber

SENATE JOURNAL,

Cheyenne Wyo. Jan 27 1893.

Mr President:

Your Committee No 19 on Public Printing Joint Printing and Public Accounts beg leave to report the following entitled bill printed:

S.F. No 25. "A bill for an act to amend and re-enact Section 4 of Chapter 52 of the Session Laws of 1890-91"

Respectfully

Geo. H. Hoyt.

Chairman

Committee of the Whole

On motion of Mr Fitch the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Fitch in the Chair.

Upon arising the Committee of the Whole reported as follows:

Mr President:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:

That S.F. No. 17 "A bill for an act to repeal Sec. 4 of Chapter 43 of the Session Laws of Wyoming, passed by the Tenth Legislative Assembly, in reference to the incorporation of towns and to revive and continue in full force and effect Section 464 of the Revised Statutes of Wyoming," be amended as recommended by the Committee on Corporations and Municipal Laws, and, as thus amended, that said S.F. No. 17, do pass.

That further consideration of S.F. No. 16, "A bill for an act providing for the appointment of a President of the Council in incorporated towns, and defining his duties," be indefinitely postponed.

R. E. Fitch,

Chairman.

On motion of Mr Mclormick the report of the Committee of the Whole was adopted, and S.F. No. 17 was amended in accordance with the recommendation therein contained.

Bills on Third Reading.

S.F. No. 6, A bill for an act to amend and re-enact Section 3776 of the Revised Statutes of Wyoming, as same is revised and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming enacted by the First State Legislature and approved January 8- 1891", as amended, was read third time, put on its final passage, and passed by the following vote:-

Ayes - Messrs Chatterton, Hamlin, Holliday, Hoyt, Kabis, Kline, Ludvigsen, Morrill, Miller, Richards, Russell, Risdale, Mr Preident - 13.

Noes - Messrs Fitch, McCormick - 2.

Absent - Mr Hunt - 1.

And so the bill having received the affirmative votes of a majority of all the members elected to the Senate, Mr Preisdent declared the bill passed.

The next bill on Third Reading being S.F. No. 14 "A bill for an act authorizing the committee on Corporations and Municipal Laws of the Senate and House to employ one or more persons to prepare a bill relating to the organization and classification of municipal corporations in order to make operative Article XIII of the Constitution of the State of Wyoming."

Mr McCormick moved that said S.F. No. 14, be amended by adding to Section 4 the following: Provided, that if the bill or bills, drafted by any person employed as in this act provided, shall not become a law, then and in that case the person or persons employed as herein provided shall receive no compensation" and the Senate having divided on the question the vote thereon was: ayes 5, noes 7, whereupon Mr President declared the motion to amend lost.

Mr Richards moved to amend said S.F. No. 14 by striking out in Section 3, line 6, the word "five", and inserting in lieu thereof the word "one", and the Senate having divided on the question the vote thereon was Ayes 5, Noes 6, whereupon Mr President declared the motion to amend lost.

Mr Kabis moved to amend said S.F. No. 14, by striking out the word "five" in Section 3, line 6, and inserting in lieu thereof the word "three", which motion prevailed and said S.F. No. 14 was amended accordingly.

Mr McCormick moved a call of the Senate, which

motion was seconded by Messrs Chatterton and Richards, and a call of the Senate was ordered.

The roll was called and all members of the Senate responded to their names except Mr Holliday.

On motion of Mr Kabis, Mr Holliday was excused.

On motion of Mr Chatterton further proceedings under call of the Senate were dispensed with.

Mr Mcdermick moved that S.F. No. 14, be laid on the table, and the Senate having divided on the question, the vote thereon was ayes 6, noes 7, whereupon Mr President declared the motion lost.

Mr Chatterton moved that S.F. No. 14, be recommitted to the Committee on Finance, Expenditures, Ways and Means, which motion was lost.

On motion of Mr Kabis the Senate stood in recess until 11:55 o'clock this a.m.

Eleven Fifty-five O'clock.

The Senate reconvened at 11:55 o'clock a.m. Mr President in the chair.

Message from the House.

The following message was received from the House:

House of Representatives
Cheyenne Jany. 27-1893.

Hon President of the Senate.

Sir:

I have the honor to inform your Honorable Body that the following bills have been introduced in this House this day. viz:

H.B. No. 30 by Mr Burke. A Bill for an act to repeal Sec. 13 of Chapter 2 and Secs. 5, 6 and 7 of Chapter 4 of an act entitled "An act providing for probate jurisdiction and procedure and prescribing the duties of courts and officers in connection therewith," approved January 10, 1891, relating to proof of olographic wills and oral or nuncupative wills.

H.B. No. 31, by Mr Ayers, A Bill for an act to amend Sections 15, 16 and 27 of an act entitled "An act concerning

elections and for other purposes", approved March 14-1890, as amended by Chapter 100 of the Session Laws of Wyoming for 1890-1, in such manner as to provide that the registration of voters shall not be made prior to the day of election, except in incorporated cities, towns, and villages or wards thereof, and in election districts containing more than fifty electors

Very Respectfully
H.D. Merritt
Chief Clerk

The hour of 12 o'clock, meridian, having arrived, Mr President announced that in pursuance of Sections 14 and 15 Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, and in accordance with the motion of yesterday it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming from the 4th day of March A.D. 1893

The Senate thereupon proceeded under escort of the House Committee to the Hall of the House of Representatives where the following proceedings were had:-

Joint Session

Hall of the House of Representatives
Cheyenne, Wyo. Jany. 27-1893

At 12 o'clock, meridian this day, the Senate and House of Representatives of the Legislature of Wyoming, convened in Joint Session.

The President of the Senate and Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1 Revised Statutes of the United States for 1873-4 and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming, for the six years from the 4th day of March A.D. 1893.

By direction of the Speaker of the House the Chief Clerk

thereof called the roll of the House.

Present – Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Fabian, Gunnell, Harker, Hagen, Hinkle, Hunter, Hurd, Iriddle, Kingsbury, Pickett, Russell, Snider, Spencer, Stirling, Taylor, Tidball, Vranz, Ward, Mr Speaker – 33

Absent – None.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present – Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Idris, Kline, Ludvigsen, McCormick, Morris, Miller, Richards, Russell, Tiddle, Mr President – 16

Absent – none

The President of the Senate announced that the roll call showed all members of each the Senate and the House to be present.

Representative Hurd presented the following resolution:

Whereas, It has come to the knowledge of the members of this Joint Convention, since the adjournment thereof yesterday, that the Great Commoner James. G. Blaine, has departed this life, and

Whereas, The eminent and patriotic services of this illustrious American to his country have been signal and lasting, and in his death, the whole nation mourns his loss.

Therefore be it resolved by the Joint Convention of the Senate and House of Representatives of the Second Legislature of the State of Wyoming.

That we appreciate the great and beneficial services of this departed statesman whose fame is world wide and whose name is revered and loved by the people of this nation regardless of party affiliations, and in common with the American people, we mourn his death.

Resolved, That this Joint Convention, after taking one ballot for United States Senator, shall immediately adjourn in respect to the memory of the Statesman and Patriot James G. Blaine.

Representative Dean moved the adoption of the foregoing resolution, which motion was seconded by Representative Downey.

The President of the Senate requested all persons

in the lobby and in the galleries to rise while the vote was being taken on the adoption of the foregoing resolution.

Thereupon the foregoing resolution was adopted by a unanimous vote.

The Legislature then proceeded to vote for a United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House for the third joint ballot for United States Senator with the following result:

Thirty-three members of the House of Representatives voted.

A. L. New received 10 votes.
Francis E. Warren received 8 votes.
William Brown received 4 votes.
W. A. Holliday received 3 votes.
Dr. Forrest Richards received 3 votes.
George T. Beck received 2 votes.
Leopold Kabis received 1 vote.
William Kinton received 1 vote.
Clarence D. Clark received 1 vote.

Those who voted for A. L. New were:-
Messrs Allred, Bennett, Chapman, Farlow, Harper, Hunter, Hurd, Pickett, Russell, Wren, — 10.

Those who voted for Francis E. Warren were.
Messrs Burke, Clark, Colwell, Downey, Guernsey, Hinkle, Iredale, Fowler — 8.

Those who voted for William Brown were
Messrs Dean, Kingsbury, Snider, Mr Speaker — 4.

Those who voted for W. A. Holliday were:
Messrs Beattie, Dyer, Hurd — 3

Those who voted for Dr. Forrest Richards were
Messrs Ayers, Brooks, Hagen — 3

Those who voted for George T. Beck were.
Messrs Baker, Brundage. — 2
Mr Stirling voted for Leopold Kabis — 1
Mr Taylor voted for William Kinton — 1
Mr Spinner voted for Clarence D. Clark — 1.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate, for the third joint ballot for United States Senator with the following result:-

Sixteen Senators voted.

Clarence D. Clark received 6 votes.
Francis E. Warren received 4 votes
S.T. Corn received 2 votes,
A.L. New received 1 vote
W.A. Holliday received 1 vote.
William Hinton received 1 vote
William Brown received 1 vote
Those who voted for Clarence D Clark were
Messrs Chatterton, Fitch, Hamlin, Ludvigsen, Richards, Russell, – 6
Those who voted for Francis E. Warren were
Messrs Hoyt, Merrill, Tisdale, Mr President – 4
Those who voted for S.T. Corn were
Messrs Hunt, Kline – 2
Mr Miller voted for A.L. New – 1
Mr Kabis voted for W.A. Holliday – 1
Mr Holliday voted for William Hinton – 1
Mr McCormick voted for William Brown – 1
Thereupon the President of the Senate announced the result of the third joint ballot for United States Senator as follows:
Forty-nine Senators and Representatives had voted, twenty-five votes being necessary for a choice.
Francis E. Warren received in all 12 votes.
A.L. New received in all 11 votes.
Clarence D. Clark received in all 7 votes.
William Brown received in all 5 votes.
W.A. Holliday received in all 4 votes.
Dr Forrest Richards received in all 3 votes.
S.T. Corn received in all 2 votes.
William Hinton received in all 2 votes.
George T Beck received in all 2 votes.
Leopold Kabis received in all 1 vote.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had on the third joint ballot, failed to chose a United State Senator from the State of Wyoming.
Whereupon in accordance with the resolution heretofore adopted, the Joint Session adjourned, and the members and officers of the Senate repaired to the Senate Chamber.

STATE OF WYOMING.

In Senate Chamber

At 12:20 o'clock p.m. the Senate reconvened in the Senate Chamber.

Mr President in the Chair

Mr Hoyt moved that in honor of the memory of James G. Blaine the Senate do now adjourn which motion prevailed by a unanimous vote, and the Senate adjourned.

Chief Clerk

SENATE JOURNAL,

Fifteenth Day

Senate Chamber
Cheyenne Wyo. Jany. 28. 1893

The Senate met at 10 o'clock a.m.
Mr President in the chair
Roll call.
Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Miller, Richards, Russell, Tisdale, Mr President
Absent — Mr Merrill
Prayer by the Chaplain
The Journal of the proceedings of yesterday was read and approved

Unfinished Business

The report of the committee on Judiciary, in the matter of the claim of Robert Cook to the seat in this Senate now occupied by John N. Tisdale, and the question on the adoption of the resolution offered by Mr Holliday in connection therewith, now bring before the Senate as unfinished business,

Mr Holliday moved that the said report and resolution be made the special order for this afternoon immediately after the noon recess, which motion prevailed.

S. F. No 14. "A bill for an act authorizing the committee on Corporations and Municipal Laws of the Senate and House to employ one or more persons to prepare a bill relating to the organization and classification of municipal corporations in order to make operative Article XIII of the Constitution of the State of Wyoming," being next in order as unfinished business,

Mr Kabis moved that further consideration of said S. F. No 14 be indefinitely postponed.

The ayes and noes were ordered on the question of indefinite postponement, and the roll being called, the vote thereon resulted as follows:

Ayes - Messrs Chatterton, Fitch, Hoyt, Hunt, Kabis, Kime McCormick Miller, Richards, Russell, Mr President — 11

Noes - Messrs Hamlin, Ludvigsen, Tisdale — 3

Absent – Messrs Holliday, Murrill – 2

Mr President thereupon declared further consideration of said S.F. No 14 indefinitely postponed

Notices of Bills

The following notices of the introduction of bills were given:

Senate Chamber
Cheyenne, Jany, 28-1893

Mr President

I hereby give notice that I will on to-morrow or some subsequent day introduce a bill for an act to regulate the sale and disposal of lands donated for educational purposes to the State of Wyoming by the United States of America, when such lands are within the limits of incorporated cities and towns

L. Kabis.

Senate Chamber,
Cheyenne, Jany, 28-1893

Mr President:

I hereby give notice that to-morrow, or on some subsequent day, I will introduce a bill for an act to establish and support a Bureau of Labor Statistics, and defining the power and duties of the same.

Robert Miller

Senate Files on First Reading

The following entitled bills were introduced, read first time, ordered printed and referred:

S.F. No. 26, by Mr Holliday, "a bill for an act concerning the validity of chattel mortgages, and repealing certain other laws relating thereto"

Referred to committee No 1 on Judiciary

S.F. No. 27 by Mr Fitch, "a bill for an act to amend and re-enact Section 3564 of the Revised Statutes of Wyoming, relating to a garnishee paying money into the justice court"

Referred to committee No. 2 on Finance Expenditures Ways and Means.

Reports from Committees

The following report was received:

Senate Chamber
Cheyenne Jany. 28-1893

Hon. President of the Senate:

Your Committee No 3 on Education and Public Libraries, having considered S.F. No 8, "A bill for an act to establish and maintain a system of public instruction" beg leave to report same back favorably and recommend that said bill be amended as follows:

In Section 4, lines 15 and 16, strike out the words, "as Secretary of the State Board, as herein provided"

In Section 4 lines 43 and 44, strike out the words "and to heads of colleges, academies, seminaries and private schools"

To insert the words "or she," wherever the word "he" occurs in the duties of State and County Superintendents, and in other places when need to make the meaning clear.

In Section 9, line 39, after the word "Superintendent" insert: "Provided, that any teacher in the public schools of this State having held first class certificates for five years, shall be entitled to receive a State certificate, from the State Superintendent, which shall exempt such teacher from further examination for eight years, provided the holder of the same continues in the educational work of the State continuously at least five years of the term for which the certificate is issued, and maintains a good moral character, and unobjectionable habits. In addition to the branches specified in this act, these examinations for State certificates, shall include the subject of elementary algebra, physics, chemistry, geology, plane geometry, general history and English and American Literature."

In Section 11, line 4, insert after the word "teachers" the words; "and selection and adoption of text-books"

In Section 15, line 7, before the word "schools," insert the word "public."

In Section 16, line 1, strike out the words, "the County Superintendents, with the advice of the chairman of."

In Section 24, in lines 1 and 2, strike out the words, "heretofore formed under the provisions of this act."

In Section 26, in line 1, strike out the word "electing" and insert the word "choosing."

In Section 26, in lines 19 and 20, strike out the words "if there be no weekly paper published in the district, it shall be published."

In Section 26, line 21, after the word "paper," insert the words "or papers".

In Section 27, line 6, strike out the words "two or three" and insert the words "one or two".

In line 8, after the word "election," insert: "in any district which becomes a district of the first class" also in line 8 strike out the words "of a district of the first class" also in line 9, strike out the word "three", and insert "two". also in line 10, strike out the words "two," and the word "two" and insert the word "one" and the word "three" and in line 11, strike out the word "two" and the the word "three" and insert the "one" and the word "three", and insert the word "one" after the word "two". In line 16, strike out the word "for" after the word "officer".

Section 29, line 5, strike out the words "County Superintendent" and insert "Board of County Commissioners."

Section 33, line 14, after the word "furniture" insert the word "fuel."

In Section 34, line 3, after the word "schools" insert the following, "and to designate the branches to be taught and the text-books to be used in such high schools"

In Section 35, line 2, after the word "money" insert "and all drafts and orders made on the district treasurer, as herein provided, shall specify the fund upon which they are drawn, and the use for which the money is designed; and they shall be attested by the district clerk." Also in line 8, strike out the word "sixty," and insert the word "ninety."

In Section 45, line 2, before the word "legal" insert the words "national and". Also strike out all after the word "noon" in line 4.

In Section 47, line 3, after the word "age" insert "four years old and above"

In Section 52, lines 8 and 9, strike out the words "eight weeks at least of which have been consecutive." Also strike out in lines 5 and 6 the words "where instruction was given by a teacher qualified to instruct in those branches required to be taught in the public schools of the State of Wyoming."

In Section 53, lines 3, 4 and 5 strike out the words "taught by a competent instructor," and also the words "at least eight wee-

of which shall be consecutive." Also in lines 14, 15 and 16 strike out the words "subject to the same examination as other pupils of the same grade in the district where the child resides are required to pass"

In Section 53 strike out all after the word "required" in line 9 down to and including the word "case" in line 13.

In Section 54, line 2, strike out the number "61" and insert "63".

In Section 55, line 3, after the word "therefor," insert "and shall at once notify some peace officer." Also in line 5, after the word "any" strike out the words "director neglecting" and insert "neglect on his part."

In Section 61, line 3, strike out the word "less" and insert the word "more". Also in lines 3 and 4 strike out the words "and not more than five (5) mills on the dollar."

In Section 63, strike out all of lines 17 to 29 inclusive.

In Section 66, line 5, strike out the word "whosever" and insert "whosoever."

In Section 68, in line 5, after the word "state" insert "and particularly to the graduates of the institutions of this state."

In Section 75, line 4, after the word "books" insert "for the ensuing five years".

In Section 82, before the first word of line 1, insert "In district of the second class."

Section 84. All of Title 45 of the Revised Statutes of Wyoming, Chapter 67, of the Session Laws of 1888, Section 12 of Sub-Chapter one, Sections 1 and 2, of Sub-Chap. two, Sec. 1 of Sub-Chapter three, and Section 1 of Sub-Chapter four, in Chapter 72 of the Session Laws of 1888, and Chapter 21 of the Session Laws of 1890-91, enacted by the First State Legislature and all other acts or parts of acts which are inconsistent with the provisions of this act, shall be, and the same are hereby repealed

Strike out all of Section 74 and substitute therefor the following,

"Section 74. It shall be the duty of the County Superintendents of the several counties of the State to act as a Text Book Board, a majority of whom shall be required for the transaction of business.

It shall be the duty of this Board to meet at the call of the State Superintendent and select and adopt for uniform

use in all the public schools of this State, except High Schools, a complete series of text-books.

Said Text-Book Board shall hold its first meeting on the first Wednesday of May 1893, at such hour and place as shall be designated by the State Superintendent of Public Instruction.

It shall be the duty of the County Superintendents, when convened as a Text-Book Board, as herein provided, to organize by the election of one of their number as President and another as Secretary.

Immediately thereafter they shall proceed to read in public all bids or proposals for furnishing text-books, samples of which shall have been submitted by publishers.

In making a selection and adoption the Text-Book Board shall duly consider the books owned by the people and in use in the schools of the State, and shall compare their intrinsic merit, mechanical execution, and prices with such other books as may be offered, directing changes only when economy and the best interests of the school seem to require them.

The President of the Text Book Board shall preside throughout its sessions, and the Secretary shall keep an accurate record of all its proceedings, and when the adoption of text books has been completed, the President and Secretary shall certify the same to the State Superintendent, transmitting therewith all proposals that have been accepted, and samples of all books that have been adopted.

Within thirty days of the receipt of said samples, proposals and certificate of adoption, the State Superintendent shall execute a contract with each publisher whose book or books have been adopted, by which said publisher shall guarantee to faithfully carry out all the provisions of his proposals, to furnish to the people of the State only such books as are equal in every respect to the samples submitted, and not to increase the prices during the full term of the adoption.

When any text-book has been adopted and contracted for as herein provided it shall not be changed for five (5) years except for the violation of said contract by said publisher or publishers. And said County Superintendents, when called together as in this act provided, shall receive mileage at the rate of ten (10) cents per mile, each way, for the distance necessarily traveled by the nearest practicable route, to be paid out of any State funds

not otherwise appropriated"

And your committee desire that more minute consideration be given said S.F. No 8, in Committee of the Whole at an early date.

Respectfully
R. E. Fitch,
Chairman.

Mr Habis moved that said S.F. No. 8, be made the special order for 8 o clock this evening, which motion prevailed.

Bills on Second Reading.

S.F. No. 17, "a bill for an act to repeal Section 4 of Chapter 43 of the Session Laws of Wyoming, passed by the Tenth Legislative Assembly, in reference to the incorporation of towns, and to revive and continue in full force and effect Section 464 of the Revised Statutes of Wyoming," as amended, was read second time and ordered engrossed for a third reading.

On motion of Mr Habis the Senate stood in recess until 11:55 o clock am this day

Eleven Fifty-five O-clock

The Senate reassembled at 11:55 a.m.
Mr President in the chair.

Message from the House.

The following message was received from the House:

House of Representatives
Cheyenne, Jany 28-1893

Hon President of the Senate,
Sir:

I have the honor to inform your Honorable Body that the following bill was this day introduced in this House.

H.R. No 32 By Mr Sterling, a bill for an act to regulate the rate of interest, and amending and re-enacting Sections 1310- 1311- 1312-1313 and 1316 of the Revised Statutes of Wyoming.

H. D. Merritt
Chief Clerk

STATE OF WYOMING.

The hour of 12 o clock meridian having arrived, the President announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, of the Revised Statutes of the United States for 1873 and 1874 it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action on the election of a Senator in Congress of the United States from the State of Wyoming for six years from the 4th day of March A.D. 1893.

The Senate thereupon proceeded under escort of the House committee, to the Hall of the House of Representatives where the following proceedings were had:-

Joint Session

Hall of the House of Representatives
Cheyenne Wyo. Jany 28-1893

At 12 o clock meridian this day the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House jointly presided.

The President of the Senate announced that, in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873-4, the Senate and House had met in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming, for the Six years from the 4th day of March, A.D. 1893.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House.

Present—Messrs Allred, Ayers, Baker, Beattie, Bennett, Bixby, Brundage, Burke, Chakman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Hinkle, Hunter, Hurd, Iredale, Kingsbury, Pickett, Russell, Snider, Spinner, Sterling, Taylor, Tarbet, Treon, Veal, Mr Speaker—33

Absent—None.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present—Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Kurtz, Kabis, Kane, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Tisdall, Mr President—16

Absent- None

The President of the Senate announced that the roll call showed all the members of both the Senate and the House to be present

The Legislature then proceeded to vote for a United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives the Chief Clerk thereof called the role of the House for the fourth joint ballot for United States Senator with the following result:-

Thirty-three members of the House of Representatives voted.

A. L. New received 10 votes.
Francis E. Warren received 8 votes
W. A. Holliday received 4 votes
Clarence D. Clark received 4 votes.
William Brown received 4 votes.
George T. Beck received 2 votes.
William Taylor received 1 vote.
Those who voted for A. L. New were
Messrs Allred, Bennett, Chapman, Farlow, Hagen, Hunker, Hurd, Pickett, Russell, Wren — 10.
Those who voted for Francis E. Warren were:-
Messrs Burke, Clark, Colwell, Downey, Guernsey, Kinkead, Iredale, Towsley — 8.
Those who voted for W. A. Holliday were:-
Messrs Beattie, Dyer, Stirling, Thurl — 4
Those who voted for Clarence D. Clark were:-
Messrs Ayers, Brooks, Hazen, Spinner — 4.
Those who voted for William Brown were:-
Messrs Kingsbury, Snider, Taylor Mr Speaker — 4
Those who voted for George T. Beck were:-
Messrs Baker, Burnaugh — 2
Mr Dean voted for William Taylor — 1

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate for the fourth joint ballot for United States Senator, with the following result:-

Sixteen Senators voted.
Clarence D. Clark received 7 votes.
Francis E. Warren received 4 votes.
L. Kabis received 1 vote.

A. L. New received 1 vote.
L. T. Corn received 1 vote.
George T. Beck received 1 vote.
Colon Hunter received 1 vote.
Those who voted for Clarence D. Clark were:
Messrs Chatterton, Fitch, Hamlin, Ludwigson, McCormick, Richards, Russell – 7.
Those who voted for Francis E. Warren were:
Messrs Hoyt, Murrill, Tisdale, Mr President – 4
Mr Hunt voted for L. Knable – 1
Mr Miller voted for A. L. New – 1
Mr Kline voted for L. T. Corn – 1
Mr Holliday voted for George T. Beck – 1
Mr Kabis voted for Colon Hunter – 1.
Thereupon the President of the Senate announced the result of the fourth joint ballot for United States Senator as follows:
Forty-nine Senators and Representatives had voted, twenty-five votes being necessary for a choice.
Francis E. Warren received in all 12 votes.
Clarence D. Clark received in all 11 votes.
A. L. New received in all 11 votes.
W. A. Holliday received in all 4 votes.
William Brown received in all 4 votes.
George T. Beck received in all 3 votes.
Leopold Kabis received in all 1 vote.
L. T. Corn received in all 1 vote.
William Taylor received in all 1 vote.
Colon Hunter received in all 1 vote.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had, on the fourth joint ballot, failed to choose a United States Senator from the State of Wyoming.
Representative Downey moved that the Joint Session adjourn until 12 o'clock Monday January 30th. 1893, at which time the Joint Session shall reconvene and proceed at once to vote for United States Senator, and that balloting shall continue until a Senator is elected, Pending which Representative Baker moved that the Joint Session do now adjourn.
The ayes and nays were ordered on the motion made by

Mr Baker, and the roll of the House and Senate respectively being called by the respective Chief Clerks thereof, the motion made by Representative Baker prevailed by the following vote:

In the House,

Ayes – Messrs Allred, Ayers, Baker, Beattie, Bennett, Brundage, Chapman, Dean, Dyer, Farlow, Harper, Hazen, Hunter, Hurd, Klingsbury, Pickett, Rudsell, Snider, Stirling, Taylor, Wren, Ward, Mr Speaker – 23.

Noes – Messrs Brooks, Burke, Clark, Colwell, Downy, Guernsey, Kinkle, Trudale, Spinner, Towsle – 10.

In the Senate.

Ayes – Messrs Chatterton, Holliday, Hunt, Harris, Kunz, Ludvigsen, McCormick, Miller, Richards, Worrell, Mr President – 11

Noes – Messrs Fitch, Hamlin, Hoyt, Murrell, Tisdale – 5

Total vote – Ayes – 34, Noes – 15.

Thereupon the President of the Senate declared the motion carried and the Joint Session adjourned.

The members and officers of the Senate at once repaired to the Senate Chamber.

In Senate Chamber.

At 12:25 o clock the Senate reconvened in the Senate Chamber.

Mr President in the chair.

On motion of Mr Fitch the Senate stood in recess until 2 o clock pm.

Afternoon Session.

The Senate reassembled at 2 o clock p.m.

Mr President in the chair.

Notice of a Bill.

By unanimous consent the following notice of the introduction of a bill was given:

Senate Chamber
Cheyenne Wyo. Jany 28 – 1873.

Mr President

I would respectfully give notice that on to-morrow or some subsequent day I will introduce a bill to amend and re-enact Section 7 of Chapter 59 and to repeal Section 8 of Chapter 59 of the Session Laws of 1890-91

C E Hamlin.

On motion of Mr Russell, Rule 35 of the Rules of the Senate, was suspended for the remainder of the afternoon

Mr President announced the next business the special order, same being the further consideration of the report of the committee on Judiciary in the matter of the claim of Robert Foote, to the seat in this Senate now occupied by John N. Tisdale, and the motion to adopt the following resolution, offered January 26-1893 by Mr. Holliday, to wit:

Resolved, That it is the sense of the Senate, that John N. Tisdale, now a member of this Senate, has forfeited all right to represent the County of Johnson in this body, from the fact that for many months prior the convening of the second Legislature, the said John N. Tisdale had ceased to be an inhabitant of the district which the said Tisdale pretends to represent, as provided in Sec. 6 and Sec. 45 Chapter 8, Session Laws of 1890.

The question being on the adoption of the foregoing resolution, the ayes and noes were ordered, and the roll being called, the vote thereon resulted as follows:-

Ayes- Messrs Fitch, Holliday, Hunt, Kabis, King, McCormick, Merrill, Miller, Richards—9

Noes- Messrs Chatterton, Hamlin, Hoyt, Ludvigsen, Russell, Mr President—6

Not voting- Mr Tisdale—1

Thereupon Mr President declared that the Senate had adopted the foregoing resolution.

On motion of Mr Kabis the Senate adjourned until Monday January 30. 1893 at 10 o'clock a.m.

J. Applegarth
Chief Clerk

SENATE JOURNAL,

Sixteenth Day.

Senate Chamber
Cheyenne Wyo, Jany, 30-1893.

The Senate met at 10 o clock am.
Vice President in the Chair.
Roll call.
Present – Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kahn, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President.
Absent – None.
Prayer by the Chaplain.
The Journal of the proceedings of Saturday January 28, 1893, was read and approved.

Unfinished Business.

The matter of the claim of Robert Foote to the seat in this Senate formerly occupied by John N Teidale now being before the Senate as unfinished business,
Mr Hamlin moved that consideration of the said matter be postponed until to-morrow at 3. o'clock p.m., at which hour, said matter shall be the special order, which motion prevailed and it was so ordered.

Communication from the Governor.

The following communication, with enclosure as therein stated, was received from the Governor.

State of Wyoming.
Executive Department,
Cheyenne, Wyo. Jan. 28-1893.

To the Honorable, the Senate of the State of Wyoming:
Gentlemen:-
I have the honor to submit herewith a draft of a bill for "An Act ceding to the United States jurisdiction over certain military posts and lands."
This bill was originally sent to ex-Acting Governor Barber but owing to the fact that the Legislature had, or was about to adjourn, it was not presented; my attention was

called to it by a communication from Secretary of War Hon. S. B. Elkins of date January 23rd requesting me to call the attention of your honorable body to the same. Trusting that it will receive the attention it may in your judgement be entitled to

Very Respectfully
John E. Osborne
Governor

The foregoing communication, together with the document accompanying it, were referred to committee No. 14, on Federal Relations, Indian and Military Affairs.

Senate Files on First Reading

The following entitled bills were introduced, read first time, ordered printed and referred:-

S.F. No. 28 by Mr Hamlin, "A bill for an act to amend and re-enact Section 7 of Chapter 59 and to repeal Section 8 of Chapter 59 of the Session Laws of the State of Wyoming enacted by the First State Legislature, regulating the Grand Jury system."

Referred to committee No. 1 on Judiciary

S. F. No. 29 by Mr Miller "A bill for an act to establish and support a Bureau of Labor Statistics, and defining the powers and duties of the same."

Referred to committee No. 3 on Education and Public Libraries.

S.F. No. 30 by Mr Babb "A bill for an act to regulate the sale and disposal of lands donated for educational purposes to the State of Wyoming by the United States of America, when such lands are within the limit of incorporated cities and towns."

Referred to committee No. 13 on Immigration and Public Lands.

Committee of the Whole.

On motion of Mr Fitch the Senate resolved itself into a committee of the Whole for the consideration of S.F. No. 8, "a bill for act to establish and maintain a system of public instruction."

Mr Russell in the chair.

Upon arising the Committee of the Whole reported as follows

Mr President:-

Your Committee of the Whole having had under consideration S.F No. 8 "a bill for an act to establish and maintain a system of public instruction" beg leave to report progress and ask leave to sit again.

J.L. Russell
Chairman.

On motion of Mr Fitch the report of the Committee of the Whole was adopted.

On motion of Mr Fitch the Senate stood in recess until 11:55 o clock a.m.

Eleven Fifty-five O-clock

The Senate re-assembled at 11:55 o clock a.m.
Mr President in the chair.

Message from the House

The following message was received from the House:-

House of Representatives
Cheyenne, Jany 30.-1893

Honorable President of the Senate:-

Sir:

I have the honor to inform your Honorable Body that the following bills have been introduced in this House this day, viz:

H.B. No 33, by Mr Stirling. "a bill for an act to establish county uniformity of text books and to supply the same at cost"

H.B. No 34, by Mr Russell, a bill for an act to enforce Section 1, Article 19, of the Constitution of the State of Wyoming concerning "Boards of Arbitration" and establishing a State Labor Board of Arbitration.

H.B. No 35, by Mr Hunter. a bill for an act entitled, an act to amend and re-enact Chapter 33 of the Session Laws of the First Legislature of the State of Wyoming, being an act entitled. "An Act providing for a Board of Live

Stock Commissioners"

H. J. M. No. 6 by Mr Downey, Sugar Bounty Memorial to Congress

Very Respectfully
H. D. Merritt
Chief Clerk.

Reports from Committees

The following report was received:

Senate Chamber
Cheyenne Jan. 30-1893

Mr President:

Your committee on Engrossment respectfully report the following entitled bills properly engrossed:

S.F. No. 9 by Mr Chatterton, "A bill for an act regulating the disposition of unexpended balances of appropriations and for other purposes"

S.F. No. 17 by Mr Hanlon, "A bill for an act to repeal Section 4 of Chapter 43 of the Session Laws of Wyoming, passed by the Tenth Legislative Assembly in reference to the incorporation of towns, and to revive and continue in full force and effect Section 464 of the Revised Statutes of Wyoming."

Respectfully,
J Chatterton
Chairman.

Senate Chamber
Cheyenne, Jany 30-1893

Mr President:

Your Committee No. 19 on Public Printing, Joint Printing and Public Accounts respectfully report the following bills printed:

S.F. No. 26, "A bill for an act concerning the validity of Chattel Mortgages, and repealing certain other laws relating thereto."

S.F. No. 27, a bill for an act to amend and reenact Section 3564 of the Revised Statutes of Wyoming, relating to garnishee paying money into the justice court."

George H. Hoyt
Chairman.

The hour of 12 o'clock, meridian, having arrived

The President announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1 of the Revised Statutes of the United States for 1873 and 1874, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming, for six years from the 4th day of March A.D. 1893.

The Senate thereupon proceeded under escort of the House Committee, to the Hall of the House of Representatives where the following proceedings were had:

Joint Session

Hall of the House of Representatives
Cheyenne, Wyo. Jan. 30-1893.

At 12 o'clock meridian, this day, the Senate and House of Representatives of the Legislature of Wyoming convened in Joint Session.

The President of the Senate and Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for the six years from March 4th A.D. 1893.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House:

Present – Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Gurnsey, Harper, Hagen, Hinkle, Hunter, Hurd, Iredale, Kingsbury, Pickett, Russell, Snider, Spinner, Stirling, Taylor, Towsley, Wren, Hurd, Mr Speaker – 33.

Absent – None.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present – Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Kerr, Kabis, Kime, Lawrigsen, McCormick, Merrill

Miller, Richards, Russell, Mr President – 15

Absent – None.

The President of the Senate announced that the roll call showed all members of each the Senate and House to be present.

The Legislature then proceeded to vote for an United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House for the fifth joint ballot for United States Senator with the following result:

Thirty-three members of the House of Representatives voted:

John B. Okie received 11 votes
A. L. New received 9 votes
L. C. Tidball received 4 votes
J. J. Hurt received 3 votes
George T. Beck received 2 votes
Leopold Stabi received 1 vote.
W. A. Holliday received 1 vote.
William Brown received 1 vote.
William Taylor received 1 vote.

Those who voted for John B. Okie were,
Messrs Ayers, Brooks, Burke, Clark, Colwell, Downey, Guernsey, Hinkle, Iredale, Skinner, Towsley – 11

Those who voted for A. L. New were
Messrs, Allred, Bennett, Chapman, Farlow, Harper, Hunter, Hyde, Pickett, New – 9.

Those who voted for L. C. Tidball were.
Messrs. Dean, Hemingway, Snider, Taylor – 4.

Those who voted for J. J. Hurt were
Messrs Dyer, Stirling, Hurt. – 3

Those who voted for George T. Beck were.
Messrs Baker, Brundage. – 2

Mr Russell voted for Leopold Stabi – 1
Mr Beattie voted for W. A. Holliday – 1
Mr Speaker voted for William Brown – 1
Mr Hagen voted for William Taylor – 1

By direction of the President of the Senate the Chief clerk thereof called the roll of the Senate for the fifth joint ballot for United States Senator with the following result:

Fifteen Senators voted.
John B. Okie received 5 votes.

William Taylor received 4 vote.
Leopold Nabis received 1 vote.
C D Clark received 1 vote.
W. H. Holliday received 1 vote.
J. J. Hurt received 1 vote.
A L New received 1 vote.
S T. Corn received 1 vote.
Those who voted for John B. Adie were:
Messrs Fitch, Hamlin, Hoyt, Merrill Russell—5
Those who voted for William Taylor were:
Messrs Ludvigsen, McCormick, Richards Mr President—4
Mr Miller voted for Leopold Nabis,—1
Mr Chatterton voted for C D. Clark—1.
Mr Hurt voted for W. H. Holliday—1.
Mr Holliday voted for J. J. Hurt—1
Mr Nabis voted for A. L. New—1
Mr Keime voted for S. T. Corn—1
Thereupon the President of the Senate announced the result of the fifth joint ballot for United States Senator as follows:-
Forty-eight Senators and Representatives had voted, twenty-five votes being necessary for a choice.
John B. Adie received in all 16 votes.
A. L. New received in all 10 votes,
William Taylor received in all 5 votes.
J. J. Hurt received in all 4 votes.
L. C. Tidball received in all 4 votes.
W. H. Holliday received in all 2 votes.
L. Nabis received in all 2 votes,
George T. Beck received in all 2 votes.
C. D. Clark received in all 1 vote.
S. T. Corn received in all 1 vote.
William Brown received in all 1 vote.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had on the fifth joint ballot, failed to choose an United States Senator from the State of Wyoming.
Representative Baker moved that the Joint Session do now adjourn to meet again to-morrow at 12 o'clock noon.
The ayes and noes were ordered on the motion to adjourn, and the roll of the House and Senate, respectively

being called by the respective Chief Clerks thereof, the motion to adjourn prevailed by the following vote:

In the House.

Ayes-Messrs Allred, Baker, Beattie, Bennett, Brundage, Chapman, Dyer, Farlow, Harper, Hunker, Hurd, Kingsbury, Pickett, Russell, Snider, Stirling, Taylor, Wren, Ware, Mr Speaker-20

Noes-Messrs Brooks, Burke, Clark, Colwell, Dean, Downey, Guernsey, Hagen, Kinkle, Kredale, Spinner, Towle-13

In the Senate.

Ayes-Messrs Holliday, Hunt, Kabis, Lemmie Miller-5

Noes-Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Merrill, Richards, Russell, Mr President-10

Total vote-Ayes 25-Noes 23.

Thereupon the President of the Senate declared the motion carried, and the Joint Session adjourned.

The members and officers of the Senate at once repaired to the Senate Chamber.

In Senate Chamber.

At 12:20 o'clock p.m. the Senate reassembled in the Senate Chamber.

Mr President in the chair.

On motion of Mr Kabis the Senate stood in recess until 2 o'clock p.m.

Afternoon Session

The Senate reconvened at 3 o'clock p.m.

Mr President in the chair.

Committee of the Whole.

On motion of Mr McCormick the Senate resolved itself into a committee of the Whole for the further consideration of Senate File No. 8, "a bill for an act to establish and maintain a system of public instruction".

Mr McCormick in the chair.

Upon arising the committee of the Whole reported as follows:

Mr President:

Your Committee of the Whole, having had under consideration S.F. No 8, "A bill for an act to establish and maintain a system of public instruction", beg leave to report progress and ask leave to sit again.

John McCormick,
Chairman.

On motion of Mr Nabis the report of the Committee of the Whole was adopted.

On motion of Mr Hurt the Senate adjourned.

J. Thostenson
Chief Clerk

STATE OF WYOMING.

Seventeenth Day

Senate Chamber
Cheyenne, Wyo, Jany 31-1893

The Senate met at 10 o'clock a.m.
Mr President in the chair.
Roll call.
Present-Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President.
Absent — None.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Notices of Bills

The following notice of the introduction of a bill was given:

Senate Chamber
Cheyenne Wyo Jany 31-1893

Mr President:
I hereby give notice that on to-morrow or some subsequent day, I will introduce a bill for an act to provide for the sending of certain students to the State University to be boarded, lodged and educated at the expense of the State.
Very Respectfully,
Joel F. Hunt.

Reports from Committees.

The following reports were received:-

Senate Chamber
Cheyenne, Jany, 31-1893

Mr Prsident:
Your Committee No 14 on Federal Relations, Indian and Military Affairs, to whom was referred the communication of John E. Osborne, Governor of this State, for the introduction and passage of a bill for "An act ceding to the

United States jurisdiction over certain military posts and lands," have had the same under consideration and recommend favorably the passage of such a bill according to the tept and tenor of said recommendation. The same being herewith annexed, made a part of this report and reading as follows:

"A bill for an act ceding to the United States jurisdiction over certain military posts and lands.

"Be it enacted by the Legislature of the State of Wyoming.

"That, pursuant to Article one, Section eight, paragraph seventeen, of the Constitution of the United States, consent to purchase is hereby given and exclusive jurisdiction ceded to the United States over and with respect to all lands embraced within the military posts and reservations of Forts D. A. Russell, McKinney and Washakie, Camps Sheridan and Pilot Butte, and the United States Powder Depot at Cheyenne, together with such other lands in the State as may be now or hereafter acquired and held by the United States for military purposes either as additions to the posts above named or as new military posts or reservations which may be established for the common defence; Reserving however to this State a concurrent jurisdiction for the execution, upon said lands or in the buildings erected thereon, of all process, civil or criminal lawfully issued by the courts of the State and not incompatible with this cession.

"This act shall take effect from and after its passage"

L Kabis
Chairman
Senate Chamber
Cheyenne Jany 31-1893

Mr President:

Your committee No. 9 on Railroads and Transportation, to whom was referred S.F. No. 18. "A bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad and railway equipment and rolling stock, and providing for the recording thereof," beg leave to report said bill back to the Senate, recommending that it do pass

S Merrill
Chairman

STATE OF WYOMING.

Senate Chamber
Cheyenne Jany 31-1893

Mr President:

Your Committee No 2, on Finance Expenditures Ways and Means, having had Senate Files Nos 22 and 27 under consideration, being respectively "a bill for an act requiring additional notice to be given of the sale of property for delinquent taxes" and "A bill for an act to amend and re-enact Section 3564 of the Revised Statutes of Wyoming relating to a garnishee paying money into the justice Court" beg leave to report same back with the recommendation that they do pass

F C Chatterton
Chairman.

Bills on Third Reading

S F No 9 "a bill for an act regulating the disposition of unexpended balances of appropriations, and for other purposes" as amended, was read third time, put on its final passage, and passed by the following vote:

Ayes — Messrs Chatterton, Fitch, Stanbury, Holliday, Hoyt, Hunt, Babis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President — 15.

Noes — None.

And so the bill having received the affirmative votes of a majority of all the members elected to the Senate, Mr President declared the bill passed.

S F No 17 "a bill for an act to repeal Section 4 of Chapter 43 of the Session Laws of Wyoming, passed by the Tenth Legislative Assembly, in reference to the incorporation of towns, and to revive and continue in full force and effect Section 464 of the Revised Statutes of Wyoming, as amended, was read third time, put on its final passage and passed by the following vote:

Ayes — Messrs Chatterton, Fitch, Stanbury, Holliday, Hoyt, Hunt, Babis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President — 15

Noes — None,

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr President

declared the bill passed.

Committee of the Whole.

On motion of Mr Holliday the Senate resolved itself into a committee of the Whole for the further consideration of S.F. No. 8, "A bill for an act to establish and maintain a system of public instruction."

Mr Merrill in the chair.

Upon arising the committee of the Whole reported as follows:

Mr President:

Your committee of the Whole having had under consideration S.F. No. 8, "A bill for an act to establish and maintain a system of public instruction," beg leave to report progress and ask leave to sit again.

S Merrill
Chairman.

On motion of Mr Holliday the report of the committee of the Whole was adopted.

On motion of Mr Holliday the Senate stood in recess until 11:55 o'clock a.m. to-day.

Eleven Fifty five O'clock.

The Senate reassembled at 11:55 o'clock a.m.

Mr President in the chair.

The hour of 12 o'clock meridian, having arrived Mr President announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, and in accordance with the motion of yesterday, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives, to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming for the six years, from the 4th day of March A.D. 1893.

The Senate thereupon proceeded under escort of the House committee, to the Hall of the House of Representatives where the following proceedings were had:

STATE OF WYOMING.

Joint Session.

Hall of the House of Representatives
Cheyenne, Wyo. Jany 31 - 1893

At 12 o'clock meridian this day the Senate and House of Representatives of the Legislature of Wyoming convened in Joint Session.

The President of the Senate and Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15 Title 2, Chapter 1, of the Revised Statutes of the United States for 1873-74, and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming for the six years from the 4th day of March A.D. 1893.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House.

Present — Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Hinkle, Hunter, Hurd, Ivinson, Kingsbury, Pickett, Russell, Snider, Spinner, Stirling, Taylor, Tweedy, Wm. Ward, Mr Speaker - 32

Absent — None

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurt, Kabis, Kime, Ludvigsen, McCormick, Morrill, Miller, Richards, Russell, Mr President. — 15

Absent — None.

The President of the Senate announced that the roll call showed all members of each the Senate and the House to be present.

The Legislature then proceded to vote for a United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof, called the roll of the House for the sixth joint ballot for United States Senator, with the following result:

Thirty-two members of the House of Representatives voted.

A. L. New received 10 votes.
Francis E. Warren received 8 votes,
De Forrest Richards received 4 votes
William Taylor received 4 votes.
Nat Baker received 3 votes
L. Kabis received 1 vote
Geo. T. Beck received 1 vote.
William Brown received 1 vote.
Those who voted for A. L. New were:-
Messrs Allred, Bennett, Chapman, Farlow, Harper, Hunter, Kord, Pickett, Russell, Wren—10
Those who voted for Francis E. Warren were:
Messrs Burke, Clark, Colwell, Downey, Guernsey, Hinkle, Iredale, Towsley—8.
Those who voted for De Forrest Richards were:-
Messrs Ayers, Booker, Hagen, Spinner—4.
Those who voted for William Taylor were:-
Messrs Dean, Kingsbury, Snider, Mr Speaker—4.
Those who voted for Nat Baker were:-
Messrs Beattie, Dyer, Sterling—3.
Mr Hurd voted for L. Kabis—1.
Mr Brundage voted for Geo T. Beck.—1.
Mr Taylor voted for William Brown—1.
By direction of the President of the Senate, the Chief Clerk thereof, called the roll of the Senate for the sixth joint ballot for United States Senator, with the following result:
Fifteen Senators voted.
De Forrest Richards received 6 votes.
William Taylor received 3 votes.
Francis E. Warren received 2 votes.
L. Kabis received 1 vote.
A. L. New received 1 vote,
L. T. Corn received 1 vote.
John E. Osborne received 1 vote.
Those who voted for De Forrest Richards were:-
Messrs Chatterton, Fitch, Hamlin, Ludvigsen, McCormick, Russell.—6
Those who voted for William Taylor were:-
Messrs Holliday, Hoyt, Richards—3
Those who voted for Francis E. Warren were:-

Messrs Merrill, Mr President — 2.
Mr Kime voted for L Kabis — 1
Mr Miller voted for A L New — 1
Mr Hunt voted for L. T. Corn — 1
Mr Kabis voted for John E. Osborne — 1
Thereupon the President of the Senate announced the result of the sixth joint ballot for United States Senator as follows:-

Forty-seven Senators and Representatives had voted twenty-four votes being necessary for a choice.

A. L. New received in all 11 votes
Francis E. Warren received in all 10 votes
Dr Forrest Richards received in all 10 votes.
William Taylor received in all 7 votes.
Nat Baker received in all 3 votes
L. Kabis received in all 2 votes
L. T. Corn received in all 1 vote.
William Brown received in all 1 vote.
Geo T Beck received in all 1 vote.
John E. Osborne received in all 1 vote.

And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot the President of the Senate declared that the Legislature had, on the sixth joint ballot, failed to choose a United States Senator from the State of Wyoming.

Thereupon by direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House for the seventh joint ballot for United States Senator, with the following result:

Thirty-three members of the House of Representatives voted:-

A. L. New received 10 votes.
F. E. Warren received 8 votes.
William Taylor received 5 votes.
C. D. Clark received 4 votes.
W. A. Halliday received 3 votes.
Geo. T. Beck received 2 votes.
William Brown received 1 vote.

Those who voted for A. L. New were:-
Messrs Allred, Bennett, Chapman, Farlow, Harper, Hunter, Hurd, Pickett, Russell, Wm. — 10.

Those who voted for F. E. Warren were:-
Messrs Burke, Clark, Colwell, Downey, Guernsey, Kinkle, Iredale, Towlee.— 8
Those who voted for William Taylor were:-
Messrs Dean, Dyer, Kingsbury, Snider, Mr Speaker.— 5
Those who voted for C. D. Clark were:-
Messrs Ayers, Brooks, Hagen, Spenner.— 4.
Those who voted for W. H. Holliday were:-
Messrs Beattie, Sterling, Wink.— 3.
Those who voted for Geo. T. Beck were:-
Messrs Baker, Brundage.— 2
Mr Taylor voted for William Brown.— 1
By direction of the President of the Senate the Chief Clerk thereof, called the roll of the Senate for the seventh joint ballot for United States Senator, with the following result:-
Fifteen Senators voted.
C. D. Clark received 7 votes
F. E. Warren received 3 votes.
L. Kabis received 1 vote.
N. L. Kuykendall received 1 vote.
S. T. Corn received 1 vote.
A. L. New received 1 vote.
William Taylor received 1 vote.
Those who voted for C. D. Clark were:-
Messrs Chatterton, Fitch, Hamlin, Ludvigsen, McCormick, Richards, Russell.— 7.
Those who voted for F. E. Warren were:-
Messrs Hoyt, Merrill, Mr President.— 3.
Mr Kline voted for L. Kabis.— 1
Mr Kabis voted for N. L. Kuykendall— 1
Mr Hurt voted for S. T. Corn— 1
Mr Miller voted for A. L. New— 1
Mr Holliday voted for William Taylor— 1.
Thereupon the President of the Senate announced the result of the seventh joint ballot for United States Senator as follows:-
Forty-eight Senators and Representative had voted twenty-five votes being necessary for a choice.
F. E. Warren received in all 11 votes.
C. D. Clark received in all 11 votes.

A. L. New received in all 11 votes.
William Taylor received in all 6 votes.
W. A. Holliday received in all 3 votes.
Geo. T. Beck received in all 2 votes.
W. L. Kaykendall received in all 1 vote.
S. T. Corn received in all 1 vote.
William Brown received in all 1 vote.
L. Kabis received in all 1 vote.

And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had on the seventh joint ballot failed to choose a United States Senator from the State of Wyoming.

Thereupon by direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House for the eighth joint ballot for United States Senator, with the following result:-

Thirty three members of the House of Representatives voted:

A. L. New received 10 votes.
F. E. Warren received 8 votes.
William Taylor received 5 votes.
C. D. Clark received 4 votes.
W. A. Holliday received 3 votes.
Geo. T. Beck received 2 votes.
William Brown received 1 vote.

Those who voted for A. L. New were:-
Messrs Allred, Bennett, Chapman, Farlow, Harper, Hunter, Hurd, Pickett, Wren.—10.

Those who voted for F. E. Warren were:-
Messrs Burke, Clark, Colwell, Downey, Guernsey, Hinkle, Iredale, Towsley.—8.

Those who voted for William Taylor were:-
Messrs Dean, Dyer, Kingsbury, Snider, Mr Speaker.—5.

Those who voted for C. D. Clark were:-
Messrs. Ayers, Brooks, Hagen, Spencer.—4.

Those who voted for W. A. Holliday were:-
Messrs Brattie, Stirling, Hurd.—3.

Those who voted for Geo. T. Beck were:-
Messrs Baker, Brundage.—2

Mr Taylor voted for William Brown—1.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate for the eighth joint ballot for United States Senator with the following result:-

Fifteen Senators voted.

C. D. Clark received 7 votes.

F. E. Warren received 3 votes.

L. Kabis received 1 vote.

William Taylor received 1 vote.

A. L. New received 1 vote.

S. T. Corn received 1 vote.

J. A. Martin received 1 vote.

Those who voted for C. D. Clark were:-

Messrs Chatterton, Fitch, Hanlin Ludvigsen, McCormick, Richards, Russell—7.

Those who voted for F. E. Warren were:-

Messrs Hoyt, Merrill, Mr President—3.

Mr Sims voted for L. Kabis.—1

Mr Holliday voted for William Taylor—1.

Mr Miller voted for A. L. New.—1.

Mr Hunt voted for S. T. Corn.—1.

Mr Kabis voted for J. A. Martin.—1

Thereupon the President of the Senate announced the result of the eight joint ballot for United States Senator, as follows:

Forty eight Senators and Representative had voted, twenty five votes being necessary for a choice.

C. D. Clark received in all 11 votes.

F. E. Warren received in all 11 votes.

A. L. New received in all 11 votes.

William Taylor received in all 6 votes.

H. A. Holliday received in all 3 votes.

Geo T. Beck received in all 2 votes.

S. T. Corn received in all 1 vote.

William Brown received in all 1 vote.

L. Kabis. received in all 1 vote.

J. A. Martin received in all 1 vote.

And it appearing that no one person had received a majority of the total vote cast in the forgoing ballot, the President of the Senate declared that the Legislature had on the eight joint ballot failed to choose a United States

Senator from the State of Wyoming.

Thereupon by direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House for the ninth joint ballot for United States Senator, with the following result:-

Thirty-three members of the House of Representatives voted.

A. L. New received 10 votes,
F. E. Warren received 7 votes
C. D. Clark received 3 votes.
W. A. Holliday received 2 votes
Geo. T. Beck received 2 votes.
C. U. Snider received 2 votes.
William Taylor received 2 votes
William Brown received 1 vote.
J. C. Thompson received 1 vote.
D. G. Thomas received 1 vote.
E. J. Morris received 1 vote.
Louis Miller received 1 vote.

Those who voted for A. L. New were:
Messrs Allred, Bennett, Chapman, Farlow, Harper, Hunter, Hurd, Pickett, Russell. Nine—10.

Those who voted for F. E. Warren were:
Messrs Burke, Clark, Colwell, Downey, Guernsey, Hinkle, Townsee,—7.

Those who voted for C. D. Clark were:
Messrs Ayer, Brooks, Hagen—3

Those who voted for W. A. Holliday were:-
Messrs Beattie, Stirling.—2

Those who voted for Geo. T. Beck were:
Messrs Baker, Brundage—2.

Those who voted for C. U. Snider were:
Messrs Dean, Knigebury—2.

Those who voted for William Taylor were:-
Messrs Snider, Mr Speaker—2.
Mr Taylor voted for William Brown.—1.
Mr Dyer voted for J. C. Thompson—1.
Mr Iredale voted for D. G. Thomas—1.
Mr Spinner voted for E. J. Morris—1.
Mr Hurd voted for Louis Miller.—1.

By direction of the President of the Senate the Clerk

Clerk thereof called the roll of the Senate for the ninth joint ballot for United States Senator, with the following result:-

Fifteen Senators voted:

C.D. Clark received 4 votes.
F.E. Warren received 3 votes.
A.L. New received 1 vote.
S.T. Corn received 1 vote.
E.H. Snider received 1 vote.
C.C. Smith received 1 vote.
L. Kabis received 1 vote.
James Kinie received 1 vote.
William Taylor received 1 vote.
J.C. Argesheimer received 1 vote.

Those who voted for C.D. Clark were:-

Messrs Chatterton, Hamlin, Richards, Russell.—4.

Those who voted for F.E. Warren were:-

Messrs Hoyt, Morrill, Mr President.—3.

Mr Miller voted for A.L. New—1.

Mr Hunt voted for S.T. Corn—1.

Mr McCormick voted for E.H. Snider—1.

Mr Lineigen voted for C.C. Smith.—1.

Mr Kinie voted for L. Kabis.—1.

Mr Kabis voted for James Kinie—1.

Mr Holliday voted for William Taylor.—1.

Mr Fitch voted for J.C. Argesheimer—1.

Thereupon the President of the Senate announced the result of the ninth joint ballot for United State Senator as follows:

Forty eight Senators and Representatives had votes, twenty-five votes being necessary for a choice.

A.L. New received in all 11 votes.
F.E. Warren received in all 10 votes.
C.D. Clark received in all 7 votes.
William Taylor received in all 3 votes.
E.H. Snider received in all 3 votes.
W.H. Holliday received in all 2 votes
Geo. T. Beck received in all 2 votes.
S.T. Corn received in all 1 vote.
William Brown received in all 1 vote
L. Kabis received in all 1 vote.
D.G. Thomas received in all 1 vote.

J. L. Thompson received in all 1 vote.
E. D. Morris received in all 1 vote.
O. L. Smith received in all 1 vote
James Kinn received in all 1 vote.
Louis Miller received in all 1 vote.
J. C. Argetsinger received in all 1 vote.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had, on the ninth joint ballot, failed to choose a United States Senator from the State of Wyoming.

Representative Downey offered the following resolution and moved its adoption.

Whereas, it is now apparent that the Republican and Democratic members of this Joint Assembly are unable to elect a United States Senator; therefore be it

Resolved that the Representatives of the Peoples Party be instructed to cast their votes with either the Democratic or Republican party so as to elect said Senator.

Representative Taylor moved that the foregoing resolution be laid on the table, which motion prevailed.

Representative Hurd moved that the Joint Session do now adjourn until to-morrow at 12 o'clock noon, which motion prevailed.

Whereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber.

At 12:30 o'clock, p.m. the Senate reconvened in the Senate Chamber.

Mr President in the chair.

Upon motion of Mr Hamlin the Senate stood in recess until 3 o'clock p.m.

Afternoon Session

The Senate re-assembled at 3 o'clock p.m.
Mr President in the chair.
The following privileged report was received:-

SENATE JOURNAL,

Senate Chamber
Cheyenne Jan. 31-1893

Mr President:

Your Committee No 19 on Public Printing, Joint Printing and Public Accounts respectfully report S.F. No 29, A Bill for an act to establish and support a bureau of labor statistics, and defining the powers and the duties of the same", printed

Geo. T. Hoyt
Chairman.

Message from the House.

The following message was recived from the House.

House of Representatives
Cheyenne, Jany 31st 1893

Hon President of the Senate

Sir

I have the honor to inform your Honorable Body that the House has this day passed the following bills,-

H. B. No. 1, by Mr Baker, for an act to provide for the payment of the per diem and mileage of John Scott and making an appropriation therefor.

Ayes 31 — Noes 0. — Absent 2.

H.B. No. 2. by Mr Burke, for an act requiring the performance of certain conditions preceding the execution and delivery of a deed of real estate sold for taxes.

Ayes 30. — Noes 0 — Absent 2 - Not voting 1.

H.B. No 8, by Mr Towle, for an act amending an act entitled "An act regulating voluntary assignments, and for other purposes". Approved March 13. 1890.

Ayes 31 — Noes None. — Absent 2. Also

H. J. M. No. 1. by Mr Hurd. Memorializing Congress to enact Laws to restore silver to the position occupied in the currency of our country prior to the demonitization act of 1873

Ayes 27 - Noes 2 - Absent 2 - not voting 3.

H. J. M. No 3 by Mr Allred, for the admission of Utah Arizona and New Mexico to the Union of States.

Ayes 25 - Noes 4 - Absent 2 - Not voting 2.

And said bills and memorials are herewith transmitted for your consideration and action

A. D. Merritt Chief Clerk

Mr President announced the next business the special order same bring the matter of the claim of Robert Fork to the seat in this Senate formerly occupied by John N. Tisdale and the report of the committee on Judiciary with reference to said claim.

Mr Holliday offered the following preamble and resolution:-

Senate Chamber
Cheyenne, Wyo. Janu. 31- 1893

Whereas, the Senate has declared by resolution on the question of John N. Tisdale being an inhabitant of Johnson County, that the said John N. Tisdale "has forfeited all right to represent the County of Johnson in this body from the fact that for many months before the convening of the Second Legislature, the said John N. Tisdale had ceased to be an inhabitant of the district which the said Tisdale pretends to represent, and

Whereas, the County Clerk of Johnson County, whose duty it was by law, to notify the Governor that a vacancy existed in the office of Senator from Johnson County, did on the third day of October 1892 notify the Governor as follows:-

"In the opinion of the Board of County Commissioners the office of State Senator is vacant, as in their opinion John N. Tisdale has not been a bona fide resident of Johnson County for the eighteen months last past." and

Whereas, the Governor failed to issue a writ of election to fill said vacancy, as the law provides. and

Whereas, the County Commissioners of said County proceeded to order a poll opened at the general election to be held on the 8th day of November 1892, and that an election be held to fill the vacancy existing for Senator from Johnson County, and

Whereas, the said Commissioners had notice of said election to fill said vacancy posted up, and published in the newspapers in the manner provided by law. and

Whereas, the said election was held and a large majority of all the voters of said county voted for and elected one Robert Fork, an inhabitant of said County to fill said vacancy, the said Fork having been previously nominated in the manner provided by law by one of the organized political parties in said County. and

Whereas, the vote for Robert Fork was duly counted and returned by the election judges of the several voting precincts and districts in said County to the Board of County Commissioners who after

canvassing said vote, duly certified it up to the State canvassing board which said State canvassing board failed to canvass said vote, and

Whereas, John E. Osborne, Governor of Wyoming acting in furtherance of law and justice, after satisfying himself of the election returns from said Johnson County that said Robert Foote was duly elected to fill the vacancy in the office of Senator from said Johnson County. and

Whereas, the Governor in accordance therewith issued to said Robert Foote a certificate of election as Senator from said Johnson County. therefore

Be it resolved, That Robert Foote be and is hereby declared the duly accredited Senator to represent Johnson County in the Senate for the unexpended term of John N. Tisdale.

H. H. Holliday.

On motion of Mr Chatterton the foregoing preamble and resolution was referred to committee No. 10, on Elections

Notice of a Bill.

By unanimous consent the following notice of the introduction of a bill was given:-

Senate Chamber.

Cheyenne Jany 31-1893

Mr President:

I hereby give notice that I will on to-morrow, or some subsequent day introduce a bill for an act to protect employes, and guarantee their rights to belong to labor organizations".

E. Kabis.

Committee of the Whole.

On motion of Mr Fitch the Senate resolved itself into a Committee of the Whole for the further consideration of S.F. No. 8, "a bill for an act to establish and maintain a system of public instruction."

Mr Chatterton in the chair.

When the committee of the Whole arose, Mr Chatterton moved that the report of the said Committee be laid over until to-morrow, when it shall be considered as unfinished business, which motion prevailed.

STATE OF WYOMING.

On motion of Mr McCormick the Senate adjourned.

Chief Clerk.

SENATE JOURNAL,

Eighteenth Day.

Senate Chamber.
Cheyenne, Wyo, Feb 1-1893

The Senate met at 10 o'clock am.
Mr President in the chair.
Roll call.
Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President
Absent — None.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Message from the House.

The following message was received from the House:-
House of Representatives
Cheyenne Jany 31-1893

Hon. President of the Senate.
Sir:
I have the honor to inform your Honorable Body that the following bills have this day been introduced in the House;
H.B. No. 36 by Mr Harper. A Bill for an act to provide for the appropriation of Thirty Thousand dollars for the use of the Wyoming Agricultural Experimental Stations.
H.B. No 37 by Mr Bennett A bill for an act to repeal and reenact Chapter 72 of the Session Laws of 1890-91 which amended Sec. 2870 of the Revised Statutes of Wyoming relating to limitations arising under contracts not in writing.
H.B. No 38. by Mr Snider. a bill for an act to amend and reenact Section four of Chapter 53. of the Session Laws of 1891.
H.B. No. 39 by Mr Downey. A bill for an act to provide for the investment of the permanent funds arising from the sale of State Lands, and for the distribution of the income derived from such investment and from the leasing of State Lands.

H.D. Merritt Chief Clerk

Unfinished Business

The report of the committee of the Whole (Mr Chatterton, chairman) of yesterday, now coming before the Senate as unfinished business the same was read as follows:

Mr President:

Your committee of the Whole having had under consideration S.F. No 8, "A bill for an act to establish and maintain a system of public instruction", beg leave to report same back to the Senate with the following recommendations:

That said bill be amended in Sec 4 as recommended by the Committee on Education and Public Libraries

Amend Sec 6 by striking out the word 'may' in line 6 and insert in lieu thereof the word "shall."

Amend Sections 9 and 11 as recommended by the Committee on Education and Public Libraries.

Insert the words "or she" after the word "he" wherever said word occurs in the bill, when needed to make the meaning clear, as recommended by the committee on Education and Public Libraries.

Amend Sec. 12, by inserting after the word 'secretaries' in line 9 the following: "Provided, that in districts where kindergarten is established, as provided in Section 47 of this act, the children attending such kindergarten shall be counted in making said apportionment." And in line 10 of said Section strike out the word "five" and insert in lieu thereof the word "eight"

Amend Sec 13 line 2 by inserting the word "public" between the words "the" and "schools".

Amend Section 15 as recommended by the committee on Education and Public Libraries.

Amend the entire bill in such manner as to substitute the word "Trustee" for "director", and to substitute the words "Board of Trustees" for "Board of Directors"

Strike out all of Sec. 16 and in lieu thereof insert the following:

"Sec. 16. When a vacancy occurs in any school board by the resignation, death or otherwise, of any of its members, three months or more before the following annual school election, said vacancy cannot be filled by appointment, but a special election must be called in the way provided by law for the purpose of filling such vacancy; but if such vacancy occurs last

three months before the next annual school election, such vacancy shall be filled by appointment by the board."

Amend Sec 19 by striking out the words "Chairman of the Board of County Commissioners" in lines 2 and 3 and inserting in lieu thereof the words "District Board."

"Amend Sec 21 by adding thereto the following:-

"Provided that no new school district shall be organized in any County until the proposition to create such new district shall have been submitted to the Board of the County Commissioners of such County and by it approved."

Amend Sections 24 and 26 as recommended by the Committee on Education and Public Libraries, and further amend Section 26, by inserting immediately after the word "posted" the words "at least two week previous to day of election" also strike out the word "three" in line 6 of said section and insert the word "seven". Also insert the following immediately after the word "possible" in line 8: "At the regular district meeting of school districts in each year, at the time provided for the election of trustees, such district meeting shall be opened by proclamation of the trustee, at the hour named in the published or posted notice for the meeting- and the order of business at such meting shall be:

1. Reading and consideration of the reports of the clerk and treasurer.

2. Voting of money to be raised by special tax.

3. Miscellaneous business."

Also amend said Sec. 26 by striking out, in line 26, the words and figures "9 o'clock a.m. and closed at 4 o'clock p.m." and inserting in lieu thereof the following: "2 o'clock p.m. and closed by 9 o'clock p.m. Provided, that in districts of over 400 inhabitants the polls shall be opened at 9 o'clock a.m."

Amend Section 27, in the manner recommended by the committee on Education and Public Libraries.

Amend Sec. 28 by striking out the word 'thirty' in line 2 and inserting the word 'ninety'

Amend Sec. 29, in line 5, by striking out the words "the County Superintendent shall appoint" and in lieu thereof insert the words "shall be filled" and in line 6 of said section insert the word "by" immediately after the word "act"

Amend Sec. 25, in line 1, by inserting after the word

"now" the word "legally," and strike out in said line the words "as which may hereafter be formed"; also insert the word "hereafter" after the word "which" in line 2.

Amend Sections 33, 34, 36, 45, 47, 52, 53, 54 and 56 as recommended by the Committee on Education and Public Libraries.

Strike out all of Sections 58, 59, and 60, and renumber all following Sections in accordance therewith.

Amend Section 61 as recommended by the Committee on Education and Public Libraries, and further amend said Section by striking out the word and figure "two (2)", and insert the word and figure "three (3)"

Amend Section 63 as recommended by the Committee on Education and Public Libraries

Amend Section 66, by striking out in line 5, the words "County or State in whosoever name".

Amend Sections 68, 74 and 75 as recommended by the Committee on Education and Public Libraries

Amend Section 78 by striking out all of lines 1, 2, 3, 4 and 5, and all of line 6 to and including the word "and" in said line 6.

Insert a new Section as follows:

"Section 84. No sectarian instruction, qualifications or tests shall be imparted, enacted, applied or in any manner tolerated in the schools of any grade or character controlled by the State, nor shall attendance be required at any religious service therein, nor shall any sectarian tenets or doctrines be taught or favored in any public school."

Strike out all of Section 84, of the bill as printed, and insert in lieu thereof the following =

Section 85. All of Title 45 of the Revised Statutes of Wyoming, Chapter 67 and Chapter 73 of the Session Laws of 1888, Section 12 of Sub-Chapter one, Sections 1 and 2 of Sub-Chapter two, Section 1 of Sub-Chapter three, and Section 1 of Sub-Chapter four, in Chapter 78 of the Session Laws of 1888; Chapter 77 of the Session Laws of 1890; Chapter 81 of the Session Laws of 1890-91, enacted by the First State Legislature, and all other acts or parts of acts which are inconsistent with the provisions of this act, shall be and the same are hereby repealed."

Amend Section 14 as follows:- in line 7 strike out the words "Board of the County Commissioners" and insert "District Board." also strike out the word "counties" in

line, and insert the word "district". In line 9 of said Section strike out the words "Boards of County Commissioners" and insert "District Boards"

Further amend Section 13 by adding thereto the following:- "Provided, that said money shall not be paid out of any county fund, but may be paid out of any monies in the county school funds or poll taxes when said bills are presented by the person to whom due for services rendered as in other bills to be audited but not in excess of the sum of one hundred dollars for all expenses on account of said Institute.

Amend Section 20 by inserting the word "school" between the word "county" and "fund", in line 6

Further amend Section 24 by inserting the following between lines 15 and 16:

"The qualified electors of a district when assembled, shall have power:

First - To adjourn from time to time, as occasion may require.

Second - To determine the number of schools which shall be established in the district, and the length of time each shall be taught.

Third - To fix the site of each school house to be erected, taking into consideration in doing so, the wants and necessities of the people in each portion of the district.

Fourth - To vote such sums of money as the voters present shall deem sufficient for the following purposes: To supply any deficiency in the fund for the payment of teachers; to purchase or lease a suitable site for a school house or school houses, and to repair and furnish the same".

Renumber all sections of the bill to correspond with the changes herein made.

And your Committee of the Whole recommend that said S.F. No. 8, as thus amended do pass.

F. Chatterton,
Chairman.

Mr Chatterton moved that the report of the Committee of the Whole be adopted, and that said S.F. No. 8 be amended in accordance with the recommendations therein contained, which motion prevailed.

Mr Fitch moved to further amend Section 33 of said S.F. No. 8, by adding, after the word "other", in line

13, the following: "excepting books for reference and supplementary work furnished by the District Board", which motion prevailed.

Mr Fitch moved to amend Section 74, as amended, by adding to the second paragraph of said section the following: "But the adopted books shall be introduced into the schools only when classes are formed requiring new books, unless without expense to pupils," which motion prevailed.

On motion of Mr Babb, said S.F. No. 8, as amended, was ordered printed.

Notices of Bills

The following notices of the introduction of bills were given:

Senate Chamber
Cheyenne Feb 1- 1893

Mr President:

I hereby give notice that on to-morrow, or some subsequent day I will introduce a bill for an act amendatory of an act concerning the office of District Clerk, for each county etc, being Chapter 53 of the Session Laws of Wyoming approved January 10. 1891.

James Kinnie.

Senate Chamber
Cheyenne, Wyo, Feb 1. 1893

Mr President:

I hereby give notice that on to morrow, or some subsequent day, I will introduce a bill for an act amending the Militia Laws of this State.

Respectfully
Dr F. Richards.

Senate Chamber
Cheyenne Feb 1- 1893.

Mr President:-

I hereby give notice that on to morrow, or some subsequent day, I will introduce a bill providing for the issue of County Bonds to provide funds for strictly County purposes.

John McCormick

Senate Files on First Reading.

The following entitled bills were introduced, read first time, ordered printed, and referred:-

S.F. No 31, by Mr Kabis A bill for an act to protect employes and guarantee their rights to belong to labor organizations"

Referred to committee No. 8. on Corporations and Municipal Laws

S.F. No. 32 by Committee No 14, on Federal Relations, Indian and Military Affairs. A Bill for an act ceding to the United States jurisdiction over certain military posts and lands"

Referred to Committe No. 1, on Judiciary.

House Bills on First Reading.

The following entitled bills and memorials were read first time and each referred as indicated :-

H.B. No 1 "A bill for an act to provide for the payment of the per diem and mileage of John Scott, and making an appropriation therefor"

Referred to Committe No. 1, on Judiciary-

H.B. No. 2. "A bill for an act entitled "An act requiring the performance of certain conditions preceding the execution and delivery of a deed to real estate sold for taxes"

Referred to Committe No. 2, on Finance, Expenditures, Ways and Means.

H. B. No. 8 "A bill for an act amending an act entitled "An act regulating voluntary assignments, and for other purposes", approved March 13th 1890"

Referred to Committe No. 8 on Corporations and Municipal Laws.

H.J.M No. 1, "Memorializing Congress to enact laws to restore silver to the position occupied in the currency of our country prior to the demonetization act of 1873"

Referred to Committe No. 2. on Finance, Expenditures, Ways and Means.

H.J.M No 3. "Memorializing Congress for the admission of Utah, Arizona and New Mexico into the Union of States"

Referred to Committee No. 14, on Federal

STATE OF WYOMING.

Relations, Indian and Military Affairs.

Reports from Committees

The following reports were received:-

Senate Chamber
Cheyenne Feb 1st 1893

Mr President:-

Your Committee No. 9 on Railroads and Transportation, to whom was referred S F No 23, "A bill for an act to make railroad, canal, bridge and ditching companies, and, companies and persons responsible for material furnished and labor performed in the construction, repair or improvement of any such works, and to secure the laborer and material man a lien for material furnished and labor performed", beg leave to report that they have had the same under consideration and recommend that it do pass.

S. Merrill,
Chairman
Senate Chamber
Cheyenne Feb 1 1893

Mr President:-

Your Committee No. 19 on Public Printing, Joint Printing and Public Accounts respectfully report the following named bills printed:-

S F No. 28, same being for an act to amend and reenact sec 7, of Chapter 59, and to repeal sec. 8 of Chapter 59 of the Session Laws of Wyoming enacted by the First State Legislature, regulating the Grand Jury System.

S F No 29, same being for an act to regulate the sale and disposal of lands donated for educational purposes to the State of Wyoming, by the United States of America, when such lands are within the limits of incorporated cities and towns.

Geo. W. Hoyt.
Chairman.

Committee of the Whole.

On motion of Mr Merrill the Senate resolved itself into a Committee of the Whole for the consideration of bills

on the genral file.

Mr Fitch in the chair.

Upon arising the Committee of the Whole submitted the following report:-

Mr President:-

Your Committee of the Whole having had under consideration bills on the genral file, beg leave to report same back to the Senate with the following recommendations:-

That S.F. No 22 "A bill for an act requiring additional notice to be given of the sale of property for delinquent taxes" be amended in sec. 1 line 3 by striking out the abbreviation "ad" and inserting in lieu thereof the word "advertisement"; and as thus amended, that said bill do pass.

That further consideration of S.F. No. 27 "A bill for an act to amend and reenact Sec. 3564 of the Revised Statutes of Wyoming, relating to a garnishee paying money into the justice Court" be indefinitely postponed.

That S.F. No. 18, "A bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad and railway equipment and rolling stock, and providing for the recording thereof," do pass.

That S.F. No 23, "A bill for an act to make railroad, canal, bridge and ditching companies, and companies and persons responsible for material furnished and labor performed in the construction, repair, or improvement of any such works, and to secure the laborer and material-man a lien for the material furnished and labor performed," be amended in sec. 1, by striking out the word "ten" in line 10, and inserting in lieu thereof the word "twelve". Also in line 13, strike out the word "peculiar" and insert the word "particular". Also amend Sec. 3, by striking out all after the word "therefor" in line 16, and inserting in lieu thereof all of Section 1531 of the Revised Statutes of Wyoming. Also amend said section in line 9, by inserting the words "to labor" immediately after the word "contractor" in said line.

And as thus amended, that said bill do pass.

R. E. Fitch,
Chairman

On motion of Mr Holliday the report of the Committee of the Whole was adopted and Senate Files Nos. 22 and 23 were amended in accordance with the

recommendations there contained, and further consideration of S. F. No. 27, was indefinitely postponed.

On motion of Mr Chatterton the Senate stood in recess until 11:55 o'clock a.m. to-day.

Eleven Fifty-five O'clock

The Senate reconvened at 11:55 o'clock a.m.

Mr President in the Chair.

The hour of 12 o'clock meridian, having arrived, Mr President announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, and in accordance with the motion of yesterday, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives, to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming, for the six years from the 4th day of March A.D. 1893.

The Senate thereupon proceeded under escort of the House Committee, to the Hall of the House of Representatives where the following proceeding were had:

Joint Session

Hall of the House of Representatives
Cheyenne Wyo. Feb 1 - 1893.

At 12 o'clock meridian, this day, the Senate and House of Representatives of the Legislature convened in Joint Session.

The President of the Senate and Speaker of the House, jointly presided.

The President of the Senate invited Hon. John E. Osborne, Governor of Wyoming, who was present, to a seat at the desk of the Presiding Officers, and the Governor in response to said invitation, accepted the seat at the Presiding Officers' desk.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States, for 1873 and 1874, and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking

action in the election of a Senator in Congress of the United States from the State of Wyoming, for the six years from the 4th day of March A.D. 1893.

By direction of the Speaker of the House, the Chief Clerk thereof called the roll of the House.

Present- Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Hinkle, Hunter, Hurd, Iredale, Livingston, Pickett, Russell, Snider, Skinner, Sterling, Taylor, Tidball, Wm. Ward, Mr Speaker - 33.

Absent - None.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present - Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Morrill, Miller, Richards, Russell, Mr President - 15

Absent - None.

The President of the Senate announced that the roll call showed all members of each, the Senate and the House to be present.

The Legislature then proceeded to vote for a United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives the Chief Clerk thereof, called the roll of the House for the tenth joint ballot for United States Senator with the following result:

Thirty three members of the House of Representatives voted

A. C. New received 9. votes.
F. E. Warren received 7 votes.
William Brown received 5 votes.
John Laudon received 3 votes.
Geo. T. Beck received 2 votes.
Thomas Reid received 2 votes.
C. D. Clark received 1 vote.
N. A. Rogers received 1 vote.
Ben. Sheldon received 1 vote.
Frank Riedel received 1 vote.
Fred. G. Wolf received 1 vote.

Those who voted for A. C. New were:-

Messrs Allred, Bennett, Chapman, Harper, Hunter,

Hurd, Pickett, Russell Wrun.—9
Those who voted for F.E. Warren were:-
Messrs Burke, Clark, Colwell, Downey, Guernsey,
Hinkle, Lowsley.—7.
Those who voted for William Brown were:-
Messrs Dray, Kingsbury, Snider, Taylor, Mr Speaker—5-
Those who voted for John Laudon were:-
Messrs Ayers, Brooks, Hazen.—3.
Those who voted for Geo. T. Beck were:-
Messrs Baker, Brundage,—2.
Those who voted for Thos Reid were:-
Messrs Beattie, Stirling.—2
Mr Spinner voted for C.D. Clark—1.
Mr Dyer voted for W.A Root.—1.
Mr Farlow voted for Ben Sheldon—1.
Mr Iredale voted for Frank Roedel.—1.
Mr Kurz voted for Fred G. Wolf—1.
By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate for the tenth joint ballot for United States Senator with the following result:-
Fifteen Senators voted
C.D. Clark received 5 votes
F.E. Warren received 3 votes.
S.T. Corn received 2 votes.
A.L. New received 1 vote
William Brown received 1 vote.
Thos. Reid received 1 vote.
L. Kabis, received 1 vote.
John Laudon received 1 vote.
Those who voted for C.D. Clark were:-
Messrs Chatterton, Fitch, Hamlin, Ludvigsen, Russell—5.
Those who voted for F.E. Warren were:-
Messrs Hoyt, Merrill, Mr President—3.
Those who voted for S.T. Corn were:-
Messrs Holliday, Hunt—2.
Mr Miller voted for A.L. New—1.
Mr McCormick voted for William Brown—1.
Mr Kabis voted for Thos Reid—1.
Mr Kline voted for L. Kabis.—1
Mr Richards voted for John Laudon—1.
Thereupon the President of the Senate announced

the result of the tenth joint ballot for United States Senator as follows:-

Forty-eight Senators and Representatives had voted, twenty-five vote being necessary for a choice.

F.E. Warren received in all 10 votes.
A.L. New received in all 10 votes.
C. D. Clark received in all 6 votes
William Brown received in all 6 votes.
John Landon received in all 4 votes
Thos. Reid received in all 3 votes
L.J. Corn received in all 2 votes.
Geo. T. Beck received in all 2 votes.
C Kabis received in all 1 vote.
W.H. Root received in all 1 vote.
Ben Sheldon received in all 1 vote.
Frank Roedel received in all 1 vote.
Fred G. Wolf received in all 1 vote

And it appearing that no one person had received a majority of the total vote cast in the fore-going ballot, the President of the Senate declared that the Legislature had, on the tenth joint ballot, failed to choose a United States Senator, from the State of Wyoming.

Representative Snider offered the following resolution and moved its adoption:

Whereas; It is self-evident, that the Republican and Democratic members of the present Legislature are wandering around, like sheep without a shepard; therefore, be it

Resolved By This Joint Assembly, That the Chaplain of the Senate be requested to intercede with our "Great Father Benjamin" and "Grover", that they may incline the hearts of their respective and wandering sheep to come into the Populist fold, so that the Populist Shepherds may protect them from the Senatorial Wolves, and lead them into the green pastures and running waters of Populist principles, and convince them that the peace and dignity of the State of Wyoming, and the happiness of all the people can only vouchsafed by all the sheep voting for a populist for United State Senator. And be it further

Resolved, That while the supplication is taking place, Bro. Downey, of Albany, be invited to stand in the right of the President, and sing in Republican tone, Sankey's "Trinity Hymn"

The question being on the adoption of the foregoing

resolution, the same was lost.

Representative Hurd moved that the Joint Session do now adjourn until 12 o'clock noon, and a division being demanded on the question the Joint Session divided, and the vote thereon being, Ayes 24, Noes 24, the motion to adjourn was lost.

Thereupon by direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House for the eleventh joint ballot for United States Senator, with the following result:

Thirty three members of the House of Representatives voted

F.E. Warren received 8 votes.
A.L. New received 8 votes.
William Brown received 5 votes
Geo. T. Beck received 3 votes.
George Powell received 3 votes.
S.T. Corn received 2 votes.
C.D. Clark received 1 vote.
H.H. Holliday received 1 vote.
Ben. Sheldon received 1 vote.
L Kabis received 1 vote.

Those who voted for F.E. Warren were:-
Messrs Burke, Clark, Colwell, Downey, Guernsey, Hinkle, Iredale, Towler — 8

Those who voted for A.L. New were:-
Messrs Allred, Bennett, Chapman, Hunter, Hurd, Pickett, Russell, Wm. — 8.

Those who voted for William Brown were:-
Messrs Dean, Kingsbury, Snider, Taylor, Mr Speaker, — 5

Those who voted for Geo. T Beck were:-
Messrs Baker, Brundage, Harper — 3.

Those who voted for George Powell were:-
Messrs Ayers, Brooks, Hazen. — 3

Those who voted for S.T. Corn were:-
Messrs Dyer, Stirling — 2.

Mr Spinner voted for C.D. Clark — 1.
Mr Beattie voted for H.H. Holliday — 1.
Mr Farlow voted for Ben. Sheldon — 1.
Mr Hurd voted for L Kabis — 1.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate for the eleventh joint

ballot for United States Senator, with the following result:-
Fifteen Senators voted.
C. D. Clark received 5 votes
F. E. Warren received 3 votes
S. J. Corn received 2 votes.
A. L. New received 1 vote
H. L. Kenykendall received 1 vote.
William Brown received 1 vote.
A. G Lowry received 1 vote
George Powell received 1 vote.
Those who voted for C. D. Clark were:-
Messrs Chatterton, Finch, Hamlin, Ludvigsen,
Russell.— 5
Those who voted for F. E. Warren were:-
Messrs Hoyt, Merrill, Mr President.— 3
Those who voted for S. J. Corn were:-
Messrs Holliday, Hunt— 2
Mr Miller voted for A. L. New— 1.
Mr Kabis voted for H. L. Kenykendall— 1.
Mr McCormick voted for William Brown— 1.
Mr Kinie voted for A. G. Lowry— 1.
Mr Richards voted for George Powell— 1.
Thereupon the President of the Senate announced the result of the eleventh joint ballot for United States Senator as follows:-
Forty-eight Senators and Representatives had voted twenty-five votes being necessary for a choice.
F. E. Warren received in all 11 votes.
A. L. New received in all 9 votes.
C. D. Clark received in all 6 votes.
William Brown received in all 6 votes.
S. J. Corn received in all 4 votes.
George Powell received in all 4 votes.
Geo. T. Beck received in all 3 votes.
W. H. Holliday received in all 1 vote.
L. Kabis received in all 1 vote.
Ben Sheldon received in all 1 vote.
H. L. Kenykendall received in all 1 vote.
A. G. Lowry received in all 1 vote.
And it appearing that no one person had received a majority of the total vote cast in the forgoing ballot the

President of the Senate declared that the Legislature had, on the eleventh joint ballot, failed to choose a United States Senator from the State of Wyoming.-

Representative Harper moved that the Joint Session do now adjourn until 12 o'clock, noon, to-morrow, which motion prevailed.

Whereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber

At 12:35 o'clock p.m. the Senate re-convened in the Senate Chamber.

Mr President in the chair.

On motion of Mr Holliday the Committee on Elections was instructed to report on the matter of the claim of Robert Foote to the seat in this Senate formerly occupied by John N. Tisdale, at the earliest possible moment.

On motion of Mr Haulin the Senate adjourned

Chief Clerk

SENATE JOURNAL,

Nineteenth Day.

Senate Chamber
Cheyenne Feb. 2. 1893

The Senate met at 10 o'clock a.m.
Mr President in the chair.
Roll call.
Present — Messrs. Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell, Mr President.
Absent — None.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Reports from Committees

The following reports were received:-

Senate Chamber
Cheyenne Feb 2 - 1893.

Mr President:

Your Committee on Judiciary having had under consideration Senate File No 15, by Mr Chatterton, entitling "a bill for an act providing for the office of Supervising and District Assessors, fixing the salaries thereof, the manner of assessing all property, the collection and compilation of census information, the amendment and re-enactment of Sections 3776, 3784, 3795-3796 and 3965 of the Revised Statutes of Wyoming, Section 8 of Chapter 55 of the Session Laws of 1891, and referring to Sections 1229, 3799, 4218, 3797, and 3798 of the Revised Statutes and repealing Sections 1872, and 3774 of the Revised Statutes and Chapter 5, Title 33 of the Revised Statutes, and for other purposes", do respectfully recommend that Section 7 thereof be amended by striking out the words "mortgages and other like securities" in line 29, and inserting in lieu thereof the words "the bonds of any state, county, municipality, or other corporation, except as herein otherwise provided"; and by adding to said Section the words "Provided, that the bonds of this State, the bonds of each County, School District and Municipality within this State, as well as mortgages and trust deeds where all the

STATE OF WYOMING.

property given to secure the payment of such mortgage or trust deed is situated within this State, shall be exempt from taxation in Wyoming and that the bill, as so amended, do pass.

C. C. Hamlin,
Chairman
Senate Chamber
Cheyenne Wyo, Feb 2. 1893

Mr President:

Your Committee on Judiciary, having had under consideration Senate File No 28, "A bill for an act to amend and reenact Sec 7 of Chapter 59, and to repeal Sec 8 of Chapter 59, of the Session Laws of Wyoming enacted by the First State Legislature regulating the grand jury system", do respectfully recommend that same do pass

C. C Hamlin
Chairman.
Senate Chamber
Cheyenne, Wyo, Feb 2-1893

Mr President:

Your committee on Judiciary having had under consideration Senate File No 21, same being a bill for an act making it a misdemeanor to remove any improvements from mortgaged property and providing a penalty therefor, beg leave to recommend that the same do pass as amended by the Committee.

C. C Hamlin,
Chairman,
Senate Chamber.
Cheyenne Feb 2-1893

Mr President:

Your Committee No 1 on Public Printing, Joint Printing and Public Accounts, beg leave to report the following named bills printed:

S.F. No. 31, "A bill for an act to protect employees and guarantee their rights to belong to labor organizations"

S.F. No. 32, "A bill for an act ceding to the United States jurisdiction over certain military posts and lands"

Respectfully,
Geo H. Hoyt,
Chairman

Senate Chamber
Cheyenne, Wyo Feb 2-1893

Mr President:

Your Committee on Judiciary, having had under consideration S.F. No. 26 "A bill for an act concerning the validity of chattel mortgages, and repealing certain other laws relating thereto" do recommend that the same do not pass

C.C. Hamlin,
Chairman.

Senate Chamber.
Cheyenne, Feb 2-1893

Mr President:-

Your Committee No. 8, on Corporations and Municipal Laws, to whom was referred S.F. No. 10, "A bill for an act to amend and reenact Chapter 86, Session Laws of 1891, Wyoming, entitled. "An act regulating the admission and conduct of building and loan associations, doing business in the State of Wyoming," beg leave to report that they have had the same under consideration, and return same with a substitute therefor, and recommend that the original bill be indefinitely postponed, and that said substitute, herewith transmitted, do pass.

S Merrill,
Chairman.

Committee of the Whole

On motion of Mr Fitch the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Hoyt in the chair

Upon arising the Committee of the Whole reported as follows:-

Mr President:-

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report progress, and ask leave to sit again.

Geo. W. Hoyt.
Chairman

On motion of Mr Chatterton the report of the

Committee of the Whole was adopted

On motion of Mr Chatterton the Senate stood in recess until 11:55 o'clock a.m. to day.

Eleven Fifty five Oclock

The Senate reassembled at 11:55 o'clock a.m.

Mr President in the chair.

Messages from the House

The following messages were received from the House:

House of Representatives

Cheyenne Feb 1st 1893

Hon President of the Senate.

Sir:

I have the honor to inform your Honorable Body that the following bills have this day been introduced in this House.

H.B. No 40 by Mr Spencer,- a bill for an act to amend and reenact Chap. 81, of the Session Laws-88. Entitled "an act to amend and reenact Section 2831 of the Revised Statutes of Wyoming"

H.B. No 41 by Mr Brundage- for an act for the general incorporation of towns, amending Sec. 445- Revised Statutes.

Very Respectfully

H.D. Merritt

Chief Clerk.

House of Representatives

Cheyenne Feb 1-1893.

Hon Preident of the Senate.

Sir:

I have the honor to inform your Honorable Body that the House has this day passed H.B. No. 17, for an act to define the Judicial Districts of the State, and prescribing the time for holding the terms of the District Court in each Judicial District,

And respectfully ask your concurrence therein,

The said H.B. No. 17 is herewith transmitted for your consideration and action.

Very Respectfully

H.D. Merritt

Chief Clerk

House of Representatives
Cheyenne Feb 1-1893

Hon. President of the Senate.

Sir:-

I have the honor to inform your Honorable Body that by unanimous consent the following Memorial was this day introduced in this House.

H. J. M. No. 8. by Mr. Hurd, - for the passage of a bill submitting a constitutional amendment granting equal political rights to the women of this nation

Very Respectfully
A. D. Merritt,
Chief Clerk

The hour of 12 o'clock meridian having arrived, Mr President announced that in pursuance of Sections 14 and 15 Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, and in accordance with the motion of yesterday it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session, for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for six years, from the 4th day of March A.D. 1893

The Senate thereupon proceeded to the Hall of the House of Representative where the following proceedings were had:

Joint Session

Hall of the House of Representatives
Cheyenne. Wyo, Feby. 2nd 1893.

At 12 o'clock, meridian, this day, the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session

The President of the Senate and the Speaker of the House jointly presided

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873-4, and in accordance with the adjournment of the Joint Session of yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for the six years, from the 4th day of March A.D. 1893

By direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House.

Present — Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hagan, Hinkle, Hunter, Hurd, Iredale, Kingsbury, Pickett, Russell, Snider, Spinner, Sterling, Taylor, Towsley, Wren, Ward, Mr Speaker — 33.

Absent — None.

By direction of the President of the Senate, the Chief Clerk thereof, called the roll of the Senate.

Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Morrill, Miller, Richards, Russell, Mr President: — 15

Absent — None.

The President of the Senate announced that the roll call showed all members of each the Senate and House to be present.

The Legislature then proceeded to vote for a United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House for the twelfth joint ballot for United States Senator, with the following result:

Thirty three members of the House of Representatives voted.

A. L. New received 9 votes
F. E. Warren received 8 votes
D. A. Kingsbury received 4 votes
Dr Forrest Richards received 3 votes
W. H. Holliday received 2 votes.
Geo. T. Beck received 2 votes
P. J. Quealy received 2 votes
C. D. Clark received 1 vote.
Ben Sheldon received 1 vote
William Brown received 1 vote

Those who voted for A. L. New were:-
Messrs Allred, Bennett, Chapman, Harper, Hunter, Hurd, Pickett, Russell, Wren, — 9.

Those who voted for F. E. Warren were:-
Messrs Burke, Clark, Colwell, Downey, Guernsey, Hinkle, Iredale, Towsley. — 8.

Those who voted for D. A. Kingsbury were:
Messrs Dean, Snider, Taylor, Mr Speaker — 4.

Those who voted for Dr Forrest Richards were:-

Messrs Ayers, Brooks Hagen.— 3.
Those who voted for H.H. Holliday were:-
Messrs Dyer, Hurd — 2,
Those who voted for Geo. T. Beck were:-
Messrs Baker, Brundage.— 2
Those who voted for P. J. Quealy were:-
Messrs Beattie, Sterling — 2.
Mr Spencer voted for C. D. Clark.— 1
Mr Parker voted for Ben Sheldon.— 1.
Mr Kingsbury voted for William Brown — 1
By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate for the twelfth joint ballot for United States Senator, with the following result:-
Fifteen Senators voted,
C. D Clark received 5 votes
F. E. Warren received 3 votes.
A L. New received 1 vote.
S.T. Corn received 1 vote.
Geo. T. Beck received 1 vote.
P. H. Homer received 1 vote.
Robert Miller received 1 vote.
P. J. Quealy received 1 vote.
Dr Forrest Richards received 1 vote.
Those who voted for C D Clark were:-
Messrs Chatterton, Hamlin, Ludvigsen, Richards, Russell — 5
Those who voted for F.E. Warren were:
Messrs Hoyt, Merrill, Mr President.— 3
Mr Miller voted for A.L. New — 1.
Mr Hurt voted for S.T. Corn.— 1.
Mr Holliday voted for Geo. T. Beck.— 1.
Mr Fitch voted for P.H. Homer — 1.
Mr Kabis voted for Robert Miller.— 1.
Mr Lewis voted for P.J. Quealy — 1
Mr McCormick voted for Dr Forrest Richards — 1.
Thereupon the President of the Senate announced the result of the twelfth joint ballot for United States Senator as follows:-
Forty eight Senators and Representatives had voted twenty five votes being necessary for a choice.
F.E. Warren received in all 11 votes

A.L. Neiv received vii all 10 votes
C.D. Clark received vii all 6 votes
De Forrest Richards received vii all 4 votes
D.A. Kingsbury received vii all 4 votes
Geo. T. Beck received vii all 3 votes
P.J. Quealy received vii all 3 votes
W.A. Holliday received vii all 2 votes
S.T. Corn received vii all 1 vote
William Brown received vii all 1 vote
Ben Sheldon received vii all 1 vote
R.H. Homer received vii all 1 vote
Robert Miller received vii all 1 vote

And it appearing that no one person had received a majority of the total vote cast vii the foregoing ballot, the President of the Senate declared that the Legislature had, on the twelfth joint ballot, failed to choose an United Senator from the State of Wyoming.

Senator Ludvigsen moved that the Joint Session do now adjourn until to-morrow at 12 o'clock noon, which motion prevailed.

Whereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber

At 12:15 o'clock p.m. the Senate re-assembled vii the Senate Chamber.

Mr President vii the chair.

On motion of Mr Babis the Senate stood vii recess until 3 o'clock p.m.

Afternoon Session

The Senate reconvened at 3 o'clock pm.

Mr President vii the chair.

On request of Mr McCormick, and by unanimous consent the Senate returned to the seventh order of business.

Senate Files on First Reading

The following entitled bills were introduced, read for

time, ordered printed and referred:

S.F. No. 33, by Mr Holliday, "A bill for an act concerning land titles"

Referred to Committee No 3, on Immigration and Public Lands

S.F. No. 34 by Mr McCormick, "A bill for an act to authorize and empower the several counties of this State to contract indebtedness for county purposes, and issue negotiable coupon bonds therefor."

Referred to Committee No 7, on County Affairs and County Boundaries

On motion of Mr Hobbs Rule 35 of the Senate Rules was suspended for this afternoon.

House Bills on First Reading

The following entitled bill was read first time and referred:

H.B. No 17. "A bill for an act to define the Judicial Districts of the State, and prescribing the time for holding the terms of the District Court in the several counties in each Judicial District"

Referred to Committee No 1, on Judiciary.

Reports from Committees

The following reports were received:-

Senate Chamber
Cheyenne Wyo. Feb 2-1893.

Mr President:-

Your Committee No 1, on Judiciary, having had under consideration, Senate File No. 32, entitled "A bill for an act ceding to the United States, jurisdiction over certain military posts and lands," beg leave to report that they herewith transmit a substitute therefor, and recommend that said substitute do pass.

C. C. Hamlin
Chairman.
Senate Chamber.
Cheyenne, Wyo. Feb. 2, 1893.

Mr President:-

Your Committee No 1, on Judiciary, having had under consideration H.B. No 1, entitled "A Bill for an

act to provide for the payment of the per diem and mileage of John Scott, and making an appropriation therefor," respectfully recommend that the same do pass.

L. L. Hamelin
Chairman.

Message from the House

The following messages were received from the House.

House of Representatives
Cheyenne Feb 2-1893

Hon President of the Senate.

Sir:

I have the honor to inform your Honorable Body that the following entitled bills were this day introduced in the House:

H. B. No 42. by Mr Hurd. A bill for an act prescribing the age at which deaf and dumb children may be admitted as pupils in the Blind and Deaf and Dumb Asylums as State charges.

H. B. No 43. by Mr Downey. A bill for an act to prohibit Gambling or Gaming.

Very Respectfully
A. D. Merritt
Chief Clerk.

House of Representatives
Cheyenne Feb 2-1893.

Hon President of the Senate.

Sir:

I have the honor to inform your Honorable Body that the House has this day passed, under suspension of the rules, and asks the concurrence of your Honorable Body in the following entitled Resolution

H. J. R No 3, by Mr Harper. Providing for the appointment of a Joint Committee to investigate the State Penitentiary.

Ayes-27— Nos. 0. absent 2. Not voting 4.

And said Resolution is herewith respectfully transmitted.

Very Respectfully
A. D. Merritt
Chief Clerk.

Mr Holliday moved that the rules be suspended for the purpose of reading H. J. R. No. 3. Providing for the appointm...

of a Joint Committee to investigate the State Penitentiary" first, second and third times and placing it on its final passage, which motion Mr President ruled out of order, for the reason that the said Joint Resolution had not been referred to a Committee

On motion of Mr McCormick the said H.J.R. No. 3 was referred to the Committee of the Whole

Committee of the Whole

On motion of Mr McCormick the Senate resolved itself into a Committee of the Whole for the consideration of said H.J.R. No. 3.

Mr Ludvigsen in the chair.

Upon arising the Committee of the Whole reported as follows:-

Mr President:

Your Committee of the Whole having had under consideration H.J.R. No. 3, Providing for the appointment of a Joint Committee to investigate the State Penitentiary, beg leave to report same back to the Senate with the recommendation that said resolution be laid on the table.

John Ludvigsen,
Chairman.

On motion of Mr Morill the report was adopted, and said H.J.R. No. 3 was laid on the table.

On motion of Mr Finch the Senate resolved itself into a Committee of the Whole, for the consideration of bills on the general file.

Mr Richards in the chair.

Upon arising the Committee of the Whole reported as follows:-

Mr President:-

Your Committee of the Whole, having had under consideration bill on the general file, beg leave to report same back to the Senate with the following recommendations:-

That S.F. 15, "a bill for an act providing for the office of Supervising and District Assessor, fixing the salaries thereof, the manner of assessing all property, the collection and compilation of census information, the amendment and re-enactment of Sections 3776, 3784, 3795, 3796 and 3965 of the Revised Statutes of Wyoming; Section 8 Chapter 55, Session Laws of 1891, and referring to Sections 1229, 3799, 4218, 3797 and 3798 Rev. Stat. and repealing Sections 1872, and 3774 of the Rev. Stat. and Chapter 5

Title 33, Rev. Stat., and for other purposes" be amended by striking out in Section 1, line 3, the word "shall" and inserting in lieu thereof the word "may". Also in said line strike out the words "not less than three and".

Amend Section 7, as recommended by the Committee on Judiciary

Amend Sec 9 by striking out the word "chapter" in line 24, and inserting in lieu thereof the word "act". Also ~~further~~ amend Sec 14, by striking out all after the word "assessed" in line 13, down to and including the word "assessed" in line 16.

And that said bill as thus amended be recommitted to Committee No. 1.

That S.F. No. 21, "a bill for an act making it a misdemeanor to remove any improvements from mortgaged property, and providing a penalty therefor," be indefinitely postponed.

That further consideration of S.F. No. 26 "a bill for an act concerning the validity of chattel mortgages, and repealing certain other laws relating thereto," be indefinitely postponed.

Dr. F. Richards
Chairman.

Mr Chatterton, Vice President assumed the chair.

On motion of Mr Merrill the report of the Committee of the Whole was adopted, and said S.F. No. 15, was amended as therein recommended, and then recommitted to Committee No. 1; and further consideration of said Senate Files Nos 21 and 26 was indefinitely postponed.

Bills on Second Reading

S.F. No. 23 "a bill for an act to make railroad, canal, bridge and ditching companies, and companies and persons responsible for material furnished and labor performed in the construction, repair or improvement of any such works, and to secure the laborer and material-man a lien for material furnished and labor performed", as amended, was read second time and ordered engrossed for a third reading.

S.F. No. 18, "a bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad and railway equipment and rolling stock, and providing for the recording thereof" was read second time and ordered engrossed for a third reading.

S.F. No. 22. "a bill for an act requiring additional notice to be given of the sale of property for delinquent taxes," as amended

was read second time and ordered engrossed for a third reading.

Mr Russell moved that the vote by which the report of the Committee of the Whole (Mr Ludvigsen chairman) on S. J. R. No. 3 was adopted by the Senate, and whereby said S. J. R. No 3 was laid on the table, be reconsidered, which motion prevailed.

On motion of Mr Hamlin, said S. J. R. No 3, Providing for the appointment of a Joint Committee to investigate the Utah Penetentiary, was made the special order for Monday February 6th 1893.

On motion of Mr McCormick the Senate adjourned

J. E. Hoskenner
Chief Clerk

STATE OF WYOMING.

Twentieth Day.

Senate Chamber.
Cheyenne. Wyo. Feb 3 - 1893.

The Senate met at 10 o'clock a.m.
Mr Chatterton, Vice President in the chair.
Roll call.
Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Morrill, Miller, Richards, Russell.
Absent — Mr President.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Senate Files on First Reading.

The following entitled bills were read first time, ordered printed, and referred by committee No. 8.
Substitute for S. F. No. 10, 1 a bill for an act entitled "An Act regulating the admission and conduct of building and loan associations within the State of Wyoming"
Referred to the Committee of the Whole.
Substitute for S. F. No. 32, 1 by committee no. 1 a bill for an act entitled "An act ceding to the United States jurisdiction over certain military posts and lands, and the Shoshone Indian Reservation.
Referred to the Committee of the Whole.

Reports from Committees.

The following report was received:

Senate Chamber.
Cheyenne Wyo. Feb 3. 1893.

Hon. President of the Senate:-

Your Committee No. 3 on Education and Public Libraries, to whom was referred S. F. No. 29, "A bill for an act to establish and support a Bureau of Labor Statistics, and defining the powers and duties of the same," beg leave to recommend that said bill, which is herewith returned, be referred to the Committee of the Whole, for consideration by the whole Senate.
R. E. Fitch ~

Message from the House

The following message was received from the House:-

House of Representatives
Cheyenne, Feb 2- 1893

Hon. President of the Senate

Sir:

I have the honor to inform your Honorable Body that the following bills have this day passed the House:-

H.B. No. 23, By Mr. Harper, for an act providing for and adopting a Great Seal for the State of Wyoming.

Ayes 28. Noes 2, Absent 3.

H.B. No. 26 by Committee No. 3, An act appropriating funds for the payment of certain certificates of indebtedness and designating the manner in which such payment may be made.

Ayes 30. Noes 0. Absent 3.

H.B. No. 9 by Mr Brooks, being an act to amend and re-enact Section 1 of an act entitled an Act to encourage the destruction of predatory wild animals and for other purposes, approved March 1st 1890

Ayes 26. Noes 3. Absent 3. Not Voting 1.

And said bills are herewith transmitted for your consideration and action.

Very Respectfully
H.D. Merritt,
Chief Clerk.

By unanimous consent the Senate returned to the eighth order of business:

House Bills on First Reading

The following entitled bills were read first time and referred as indicated

H.B. No. 9. "A bill for an act to amend and re-enact Section one of an act entitled, An act to encourage the destruction of predatory wild animals and for other purposes, approved March 1st 1890"

Referred to Committee No. 1 on Stockraising and Stock Laws.

H.B. No. 23 "A bill for an act providing for and adopting a Great Seal for the State of Wyoming.

Referred to Committee No 3 on Education and Public Libraries

H.B. No 26. "A bill for an act appropriating funds for the payment of certain certificates of indebtedness and designating the manner in which such payment shall be made."

Referred to Committee No 2, on Finance Expenditures, Ways and Means.

Committee of the Whole.

On motion of Mr McCormick the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Hamlin in the Chair.

Upon arising the Committee of the Whole reported as follows:-

Mr President:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:-

That H.B. No. 1, "A bill for an act to provide for the payment of the per-diem and mileage of John Scott and making an appropriation therefor," do pass.

That S.F. No. 28, "A bill for an act to amend and re-enact Sec. 7 of Chapter 59, and to repeal Sec 8 of Chapter 59 of the Session Laws of the State of Wyoming, enacted by the First State Legislature relating to the grand jury system," do pass.

C.E. Hamlin,
Chairman.

On motion of Mr Holliday the report of the Committee of the Whole was adopted.

On motion of Mr Kabis the Senate stood in recess until 11:55 o'clock a.m. to day.

Eleven Fifty five O'clock

The Senate re-assembled at 11:55 o'clock am
Mr President in the chair.

The hour of 12 o'clock meridian, having arrived, Mr President announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, and in accordance with the motion of yesterday, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives

to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for six years from the 4th day of March A.D. 1893.

The Senate thereupon proceeded to the Hall of the House of Representatives, where the following proceedings were had:

Joint Session.

Hall of the House of Representatives
Cheyenne Wyo, Feb. 3rd 1893

At 12 o'clock meridian this day, the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session.

The President of the Senate and Speaker of the House of Representatives jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15 Title 2, Chapter 1, Revised Statutes of the United States for 1873-4, and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for the six years from the 4th day of March A. D. 1893.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof, called the roll of the House.

Present — Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Gibbons, Harper, Hazen, Hinkle, Hurd, Imboden, Kingsbury, Pickett, Russell, Snider, Spinner, Stirling, Taylor, Teasley, Vaux, Ward, Mr Speaker — 32.

Absent — Mr Hunter — 1

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigson, McCormick, McNill, Miller, Richards, Russell, Mr President. — 10.

Absent — None.

The President of the Senate announced that the roll call showed a quorum of each, the Senate and the House to be present.

The Legislature then proceeded to vote for a United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives

the Chief Clerk thereof called the roll of the House for the thirteenth joint ballot for United States Senator, with the following result:

Thirty-three members of the House of Representatives voted:

J. C. Davis received 12 votes

A. L. New received 7 votes.

S. Dean received 4 votes

Geo. T. Beck received 3 votes

W. H. Holliday received 2 votes

S. T. Corn received 1 vote.

P. J. Queasley received 1 vote.

William Brown received 1 vote.

L. Kabis received 1 vote

Those who voted for John C. Davis were:

Messrs Ayers, Brooks, Burke, Clark, Colwell, Downey, Guernsey, Hagen, Hinkle, Isedale, Spinner, Towsley — 12.

Those who voted for A. L. New were:

Messrs Allred, Bennett, Chapman, Hurd, Pickett, Russell, Wm. — 7.

Those who voted for S. Dean were:

Messrs Kingsbury, Snider, Taylor, Mr Speaker — 4.

Those who voted for Geo. T. Beck were:

Messrs Baker, Brundage, Harper. — 3.

Those who voted for W. H. Holliday were:

Messrs. Dyer, Farlow. — 2.

Mr Stirling voted for S. T. Corn. — 1.

Mr Beattie voted for P. J. Queasley. — 1.

Mr Dean voted for William Brown. — 1

Mr Hurd voted for L. Kabis. — 1.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate, for the thirteenth joint ballot for United State Senator with the following result:

Fifteen Senators voted

John C. Davis received 10 votes.

A. L. New received 1 vote.

W. H. Holliday received 1 vote.

Geo T. Beck received 1 vote.

J. C. Thompson received 1 vote.

P. J. Queasley received 1 vote.

Those who voted for John C. Davis were:-

Messrs Chatterton, Finch, Hamlin, Hoyt, Ludvigsen, McCormick, Morrill, Richards, Russell, Mr President. — 10

Mr Miller voted for A L New—1
Mr Hunt voted for W. H. Holliday.—1
Mr Holliday voted for Geo J Beck.—1
Mr Kuhrs voted for J. C. Thompson.—1
Mr Kinna voted for C. J. Quealey.—1
Thereupon the President of the Senate announced the result of the thirteenth joint ballot for United States Senator as follows:
Forty seven Senators and Representatives had voted twenty four votes being necessary for a choice
John C. Davis received in all 22 votes
A L. New received in all 8 votes
Geo J. Beck received in all 4 votes
L. Dean received in all 4 votes
W. H. Holliday received in all 3 votes
C. J. Quealey received in all 2 votes
S. T. Corn received in all 1 vote.
William Brown received in all 1 vote.
L. Kuhrs received in all 1 vote.
J. C. Thompson received in all 1 vote.
And it appearing that no one person had received a majority of the total vote cast for in the foregoing ballot the President of the Senate declared that the Legislature had, on the thirteenth joint ballot, failed to choose an United States Senator from the State of Wyoming.
Senator Ludvigsen moved, that the Joint Session do now adjourn until to-morrow at 12 o'clock, noon, which motion prevailed.
Thereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber.

At 12:15 o'clock p.m. the Senate reconvened in the Senate Chamber.
Mr President in the chair.
On motion of Mr Russell the Senate stood in recess until 3 o'clock p.m.

Afternoon Session

The Senate reconvened at 4 o'clock p.m.

STATE OF WYOMING.

Mr President in the chair.

By unanimous consent the Senate returned to the fifth order of business.

Notices of Bills

The following notices of the introduction of bills were given:

Senate Chamber
Cheyenne Feby 3. 1893.

Mr President:-

I will introduce to morrow, or some subsequent day a bill for an act to amend and re-enact Chapter twenty-one of the Session Laws of Wyoming of 1888, to regulate the practice of pharmacy

J. J. Hurt.
In the Senate.
Cheyenne Wyo, Feb, 3, 1893

Mr President:

I hereby give notice that, on to morrow, or some subsequent day, I will introduce a bill for an act to amend and re-enact Section 1807 of the Revised Statutes of Wyoming in such manner as to provide for the presentation and audit of claims against the county and the drawing of county warrants against designated county funds and upon ninety five per centum of the amount of taxes levied for the purposes of such funds, and to repeal inconsistent laws. Also-

a bill for an act relating to county indebtedness.

John Ludvigsen

Reports from Committees.

The following reports were received:

Senate Chamber
Cheyenne Wyo, Feb, 3-1893.

Mr President:

Your Committee No 1, on Judiciary, having had under consideration S.F. No 17, entitled, "a bill for an act to define the Judicial Districts of the State, and prescribing the time for holding the terms of the District Court in the several counties of each Judicial District" do respectfully recommend that the same be amended as follows:

Insert in line 13 of Section 5 after the word "Governor" the follow-

"by and with the advice and consent of the Senate."

Insert after the word "apportionment" in line 2, of section 7, the following: "and confirmation by the Senate as hereinbefore provided," and as so amended that it do pass.

C. E. Hamlin
Chairman.
Senate Chamber
Cheyenne, Wyo. Feb. 3. 1893

Mr President:

Your Committee No. 2, on Finance, Expenditures, Ways and Means, having had under consideration H. J. M. No. 1, report same back with recommendation that it be referred to the Committee of the Whole. Also that House Bill No. 2, being a bill for an act requiring the performance of certain conditions preceding the execution and delivery of a deed to real estate sold for taxes," do pass.

F Chatterton.
Chairman.
Senate Chamber
Cheyenne, Feb. 3-1893

Mr President:

Your Committee No. 8, on Corporations and Municipal Laws, to whom was referred H. B. No. 8, "A bill for an act amending an act entitled, 'An act regulating voluntary assignments and for other purposes,' approved March 13, 1890," report same back to the Senate recommending that it do pass.

S Morrill
Chairman.
Senate Chamber
Cheyenne, Feb. 3-1893.

Mr President:

Your Committee No. 8 on Corporations and Municipal Laws, to whom was referred S. F. No. 31, "A bill for an act to protect employes, and guarantee their right to belong to labor organizations," recommend that same do pass, after having been amended by inserting a new section as follows:-

Section 2. It shall be unlawful for any individual, or member of any firm or partnership, or agent, officer or employee of any company or corporation, to endeavor in any way to compel his, its or their employee to form, join or belong to any labor organization, or other organization, or to insist as a condition of the employment of such employee that he, she or they shall have or bear membership

in any labor organization or other organization, and any such individual, member of any firm, partnership, agent, officer or employee that coerces or attempts to coerce his, its or their employee by discharging or threatening to discharge from his, its or their employ in the employ of any firm, company or corporation because they are not connected with such labor organization or other organization, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding one hundred dollars, or imprisonment for not more than six months, or both in the discretion of the court"

And renumber Sec. 2 of the said bill as "Sec. 3"

S Merrill
Chairman.
Senate Chamber
Cheyenne Feb 2, 1893

Mr President:-

Your Committee No. 13, to whom was referred S.F. No. 20, "A bill for an act to regulate the sale and disposal of lands donated for educational purposes to the State of Wyoming by the United States of America, when such lands are within the limits of incorporated cities or towns," report same back to the Senate with the recommendation that it do pass.

John McCormick
Chairman.
Senate Chamber
Cheyenne Feb 3-1893

Hon. President of the Senate.

Sir:-

Your Committee No. 10, on Elections, to whom was referred for consideration the matter of Robert Foote, who claims to be the lawfully elected Senator from the County of Johnson, respectfully recommend that the said matter be referred to the Committee of the Whole for consideration

John L Russell, Chairman
C.C. Hamlin
Geo H. Hoyt.
W.A. Holliday.
Robert Miller.
Senate Chamber.
Cheyenne Feb-3-1893.

Mr President:-

Your Committee on Engrossment respectfully report the following entitled bills properly engrossed:

S.F. No. 8, by Mr Hamlin, A bill for an act relating to certain

contracts for the conditional sale, lease, or hire of railroad and railway equipment and rolling stock, and providing for the recording thereof.

S.F. No 22. by Mr Finch, a bill for an act requiring additional notice to be given of the sale of property for delinquent taxes.

S.F. No 23 by Mr Richards, a bill for an act to make railroad, canal bridge and ditching companies, and companies and persons responsible for material furnished and labor performed in the construction, repair, or improvement of any such works, and to secure the laborer and materialman a lien for the material furnished and labor performed.

Respectfully
F Chatterton
Chairman

Message from the House

The following message was received from the House:-

House of Representatives
Cheyenne Feby, 2-1893

Hon President of the Senate.

Sir:

I have the honor to inform your Honorable Body that the following Memorial and Bills have been introduced in this House this day viz:-

H.J.M. No 9 by Mr Clark by request. Requesting the opening of certain gates heretofore constructed for the use of certain citizens in the enclosure of Fort Russell Military Reservation and for other purposes.

H.B. No 44 by Mr Dyer, for an act to provide for printing 000 copies each of the Session Laws of Wyoming for 1888 and for 1890, and making an appropriation therefor.

H.B. No 45. by Mr Hurd, for an act providing for the printing of the Senate and House Journals of the Second Legislature of the State of Wyoming, and making an appropriation therefor.

H.B. No 46. by Mr Hurd, for an act providing for an equity of redemption of real estate upon foreclosure of mortgage or trust deed.

H.B. No. 47 by Mr Hurd, for an act relating to commitment of persons insane, prescribing manner of trial, form of verdict, commitment, warrant, lunacy examination and to repeal certain acts in conflict therewith

H.B. No. 48 by Mr Burke, for an act to repeal sections 5, 6, and 7 of Chap. 4 of an act entitled: An act providing for probate jurisdiction and procedure. Approved Jany. 10-1891. relating to the proof of nuncupative or oral wills

H.B. No 49. by Mr Burke, for an act to define an olographic will and to provide for the execution thereof

H.B. No 60 by Mr Kuud, for an act to amend and re-enact Section 2364-"B" of Subdivision 1, Chap. 2, Division 2, of the Code of procedure, civil, Revised Stat. of Wyoming 1887.

H.B. No 57 by Mr Farlow, for an act ceding to the United States Jurisdiction over certain Military posts and lands and the Shoshone Indian Reservation.

Very Respectfully
A.D. Merritt
Chief Clerk

Mr Merrill moved that the matter of the claim of Robert Foote to the seat in this Senate formerly occupied by John N. Tisdale, and the report of the Committee on Elections thereon, be made the special order for Tuesday, Feb 7, 1893, at 3 o'clock p.m, which motion prevailed

Committee of the Whole

On motion of Mr Chatterton the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file, Mr Miller in the chair.

Upon arising the Committee of the Whole submitted the following report:

Mr President:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations

That H.B. No. 17, "a bill for an act to define the judicial districts of the State, and prescribing the time for holding the terms of the District Court in the several counties in each judicial district", do pass unchanged.

That S.F. No. 29, "a bill for an act to establish and support a Bureau of Labor Statistics and defining the powers and duties of the same, be amended as follows:-

In Sec. 3, line 3, insert after the word "in" the words "or before"

Strike out all of Sections 1 & 2, and further amend Sec. 3, by striking out in line 1, the words "The duties of the Commissioner shall be" and inserting in lieu thereof the words "It shall be the duty of the State Board of Charities and Reform."

Amend the bill throughout by substituting the words "State Board of Charities and Reform" for the word "Commissioner."

In line 11, Sec. 3, insert the words "and Stock Raising" after the word "Agriculture"

In Sec. 7, strike out all of lines 1 and 2, and strike out the word "and" in line 3. Insert after the word "expenses" in line 4 the words "of said Bo-

In Sec. 6 line 4, insert the word "for" after the word "imprisonment"
Substitute the word "Board" for the word "bureau" throughout the entire bill.
In Sec. 8, line 3, strike out the words "of the bureau" and insert "herein called for"
In Sec. 11, line 1, strike out "Commissioner or his deputy," and insert "State Board of Charities and Reform, or any member thereof, or any person authorized by said Board."
Strike out all of Sections 12, 13 and 14, and renumber all Sections of the bill
Amend the title so as to make it conform to the changes made in said bill.
And as thus amended, your Committee of the Whole recommend that said bill do pass

Robert Miller
Chairman

On motion of Mr McCormick the report of the Committee of the Whole was adopted, and S.F. No. 29 was amended in accordance with the recommendations therein contained.
On motion of Mr Babcock the Senate adjourned

J. Augustine
Chief Clerk

STATE OF WYOMING.

Twenty-first Day.

Senate Chamber
Cheyenne, Wyo, Feb 4. 1893

The Senate met at 10 o'clock a.m.
Mr Chatterton Vice President in the chair
Roll call.
Present- Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick Morrill Miller Richards Mr President
Absent— Mr Russell
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Senate Files on First Reading

The following entitled bills were introduced, read first time ordered printed and referred:

S.F. No 35, by Mr Ludvigsen, "A bill for an act to amend and re-enact Section 1807 of the Revised Statutes of Wyoming, in such manner as to provide for the presentation and audit of claims against a county and the drawing of county warrants against designated county funds and upon ninety-five per centum of the amount of taxes levied for the purposes of such funds, and to repeal inconsistent laws."
Referred to Committee No 7 on County Affairs and County Boundaries

S.F. No 36, by Mr Ludvigsen. "A bill for an act entitled "an act relating to county indebtedness"
Referred to Committee No 7 on County Affairs and County Boundaries.

Reports from Committees.

The following reports were received:

Senate Chamber.
Cheyenne, Feb, 4. - 1893.

Hon. President of the Senate.
Sir:
Your Committee No 3 on Education and Public Libraries, to whom was referred S.F. No 23, "A bill for an act providing for and adopting a Great Seal for the State of Wyoming," recommend that the same do pass.

R C Fitch ... Ch...

SENATE JOURNAL,

Senate Chamber,
Cheyenne, Feb. 4 1893

Mr President:-

Your Committee No. 19, on Public Printing, Joint Printing and Public Accounts, beg leave to report the following entitled bills printed:-

Sub for S.F. No 19, "a bill for an act entitled "an act regulating the admission and conduct of building and loan associations within the State of Wyoming"

Sub for S.F. No 32, "a bill for an act entitled "an act ceding to the United States jurisdiction over certain military posts and lands, and the Shoshone Indian Reservation

Geo W. Hoyt
Chairman.

By unanimous consent the twelfth order of business was passed temporarily.

Bills on Second Reading

S.F. No 28, "a bill for an act to amend and re-enact Section 7, of Chapter 59, and to repeal Section 8 of Chapter 59, of the Session Laws of the State of Wyoming, enacted by the First State Legislature, regulating the Grand Jury system" was read second time and ordered engrossed for a third reading.

S.F. No. 29, "a bill for an act to provide for the collection and compilation of labor statistics, and defining the powers and duties of the State Board of Charities & Reform in relation thereto" as amended, was read second time and ordered engrossed for a third reading.

H.B. No. 1, "a bill for an act to provide for the payment of the per diem and mileage of John Scott and making an appropriation therefor" was read second time & ordered to a third reading.

H.B. No. 17, a bill for an act to define the Judicial Districts of the State, and prescribing the time for holding the terms of District in the several counties of each Judicial District" was read second time.

Mr McCormick moved that the rules be suspended for the purpose of reading said H.B. No. 17, third time and placing it on its final passage, which motion was lost.

Said H.B. No. 17 was then ordered to a third reading.

On motion of Mr Mondell, the Senate stood in recess until 11:55 o'clock a.m. this day.

Eleven Fifty five O'Clock

The Senate reassembled at 11:55 o'clock am.
Mr President in the chair
The following privileged report was received:-

Senate Chamber
Cheyenne, Feb, 4- 1893

Mr President

Your Committee No. 19. on Public Printing, Joint Printing and Public Accounts, respectfully report the following entitled Bill printed:

S.F. No. 34. A bill for an act to authorize and empower the several counties of the State to contract indebtedness for county purposes, and to issue negotiable coupon bonds therefor."

Geo. H. Hoyt.
Chairman.

Message from the House

The following message was received from the House:

House of Representatives
Cheyenne, Feb. 4.- 1893.

Hon. President of the Senate
Sir:

I have the honor to inform your Honorable Body that the following bills have been introduced in this House this day, viz:-

H.B. No 52. by Mr Downey, a bill for an act to regulate the practice of Dentistry in Wyoming.

H.B. No 54. by Mr Harper a bill for an act to provide for the exchange of the laws of this State for the laws of other States and the territories, and that laws so received in exchange for the laws of this State shall be deposited in the State Library.

H.B. No. 53. by Mr Downey. Concerning the validity of Chattel mortgages and Repealing certain laws relating thereto.

H.B. No 55. by Mr Colwell, a bill for an act to amend and re-enact Chap. 60 of the Session Laws of the State of Wyoming, enacted by the First State Legislature thereof entitled a act providing for the appointment of a Bailiff of the Supreme Court and fixing the duties and compensation.

Very Respectfully
H. D. Merritt
Ch. of Clerk

The hour of 12 o'clock meridian having arrived, Mr President announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 74, and in accordance with the motion of yesterday, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for six years from the 4th day of March, A.D. 1893

The Senate thereupon proceeded to the Hall of the House of Representatives, where the following proceedings were had:

Joint Session

Hall of the House of Representatives
Cheyenne, Wyo, Feb. 4 1893

At 12 o'clock meridian this day the Senate and House of Representatives of the Legislature of Wyoming convened in Joint Session.

The President of the Senate and Speak of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873-4, and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for the six years, from the 4th day of March A.D. 1893

By direction of direction of the Speaker of the House of Representatives the Chief Clerk called the roll of the House.

Present — Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Drew, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Hinkle, Hunter, Hurd, Kendall, Kingsbury, Pickett, Russell, Snider, Spriner, Stirling, Taylor, Townsley, Ware, Wurl, Mr Speaker — 33

Absent — None

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present - Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurtt, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President. — 14

Absent — Mr Russell - 1

The President of the Senate announced that the roll call showed a quorum of each, the Senate and the House to be present.

The Legislature then proceeded to vote for an United States

Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House for the fourteenth joint ballot for United States Senator with the following result:

Thirty-three members of the House of Representative voted:

A.L. New received 14 votes

B.B. Brooks received 11 votes

William Brown received 5 votes

L.J. Corn received 2 votes,

J.C. Davis received 1 vote

Those who voted for A.L. New were:

Messrs. Allred, Baker, Bennett, Bundage, Chapman, Dyer, Harper, Hunter, Hurd, Pickett, Russell, Stirling, Wren, Yust, — 14.

Those who voted for B.B. Brooks were:

Messrs Ayers, Burke, Clark, Colwell, Downey, Guernsey, Hazen, Kirkly, Ridale, Spinner, Towslee. — 11.

Those who voted for William Brown were:

Messrs Dean, Kingsbury, Snider, Taylor, Mr Speaker. — 5.

Those who voted for L.J. Corn were:

Messrs Beattie, Farlow. — 2.

Mr Brooks voted for J.C. Davis. — 1

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate, for the fourteenth joint ballot for United States Senator, with the following result:

Fourteen Senators voted.

B.B. Brooks received 9 votes.

A.L. New received 4 votes.

L.J. Corn received 1 vote.

Those who voted for B.B. Brooks were:

Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludwigsen, McCormick, Merrill, Richards, Mr President — 9.

Those who voted for A.L. New were:

Messrs Holliday, Hunt, Kahn, Miller, — 4.

Mr Kline voted for L.J. Corn — 1.

Thereupon the President of the Senate announced the result of the fourteenth joint ballot for United States Senator as follows:

Forty-seven Senators and Representatives had voted, twenty-five votes being necessary for a choice.

B.B. Brooks received in all 20 votes.

A.L. New received in all 18 votes.

L.J. Corn received in all 3 votes.

J. C. Davis received in all 1 vote.

And it appearing that no person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had on the fourteenth joint ballot, failed to choose an United States Senator from the State of Wyoming.

Representative Burke moved that the Joint Session do now adjourn to meet again on Monday, February 6, 1893, at 12 o'clock noon, which motion prevailed.

Thereupon, the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber

At 12:15 o'clock p.m., the Senate reconvened in the Senate Chamber.

Mr President in the chair.

On motion of Mr Hamlin the Senate adjourned until Monday February 6 1893 at 10 o'clock a.m.

J. Applegate
Chief Clerk

STATE OF WYOMING.

Twenty-second Day

Senate Chamber
Cheyenne, Wyo, Feb 6 - 1893

The Senate met at 10 o'clock a.m.
Mr President in the chair
Roll call
Present — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kahn, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President
Absent — Messrs Kunz, Russell,
Prayer by the Chaplain.
The Journal of the proceedings of Saturday, February 4, 1893, was read and approved.

Senate Files on First Reading

The following entitled bill was introduced, read first time, ordered printed, and referred.

S.F. No 37, by Mr Hunt, "a bill for an act to amend and reenact Chapter twenty-one of the Session Laws of Wyoming of 1888, to regulate the practice of pharmacy."

Referred to Committee No 3, on Education and Public Libraries.

Reports from Committees

The following reports were received:

Senate Chamber
Cheyenne, Feb 6 - 1893.

Mr President:

Your Committee No 1, on Public Printing, Joint Printing and Public Accounts, beg leave to report the following entitled bill printed:

S.F. No 36, "a bill for an act relating to county indebtedness.

Geo. W. Hoyt,
Chairman.

Senate Chamber
Cheyenne Feb 6 - 1893

Mr President:

Your Committee No 7, on County Affairs and County

Boundaries, to whom was referred S.F. No 7, being a bill for an act providing for bonding and the erection of Court Houses and Jails in the several counties of Wyoming etc, after consideration beg leave to report back a substitute with recommendation that the substitute do pass

Geo. H. Hoyt
W. H. Holliday.

Committee of the Whole.

On motion of Mr. Holliday the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Hunt in the chair.

Upon arising the Committee of the Whole reported as follows:-

Mr President:-

Your Committee of the Whole having had under consideration bills on the general file, beg leave to report back to the Senate with the following recommendations:-

That S.F. No 32, "a bill for an act ceding to the United States jurisdiction over certain military posts and lands" be recommitted to the Committee on Judiciary

That Substitute for S.F. No 32, a bill for an act entitled: "An act ceding to the United States jurisdiction over certain military posts and lands and the Shoshone Indian Reservation" be recommitted to the Committee on Judiciary, together with S.F. No 32, with instructions to report same back to the Senate to-morrow.

That Substitute for S.F. No 19 "a bill for an act entitled, "An act regulating the admission and conduct of building and loan associations within the State of Wyoming" be referred to the appropriate committee of the Senate for further investigation.

That S.F. No 14 "a bill for an act to amend and re-enact Chapter 76, Session Laws of Wyoming 1891, entitled, 'An act regulating the admission and conduct of building and loan associations doing business within the State of Wyoming' be referred, together with the Substitute, to an appropriate committee of the Senate.

Joel J. Hunt
Chairman.

On motion of Mr Holliday the report of the Committee of the Whole was adopted.

Mr President ordered said S.F. No 19, and said Substitute for S.F. No 19, referred to Committee No. 3, on Education and Public Libraries in accordance with recommendations of the Committee of the Whole.

STATE OF WYOMING.

On motion of Mr Habig the Senate stood in recess until 11:55 o'clock a.m. to day

Eleven Fifty-five O'clock

The Senate reassembled at 11:55 o'clock and Mr President in the chair:

The hour of 12 o'clock meridian, having arrived, Mr President announced that in pursuance of Sections 14 & 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873 & 1874, and in accordance with the motion of Saturday last, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives, to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming, for six years, from the 4th day of March A.D. 1893.

The Senate thereupon proceeded to the Hall of the House of Representatives where the following proceedings were had:

Joint Session

Hall of the House of Representatives

Cheyenne, Wyo. Feb. 6-1893.

At 12 o'clock meridian, this day the Senate and House of Representatives of the Legislature of the State of Wyoming, met in Joint Session.

The President of the Senate and the Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, of the Revised Statutes of the United States for 1873-4, and in accordance with the adjournment of the Joint Session on Saturday Feb. 4-1893 the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming for the six years, from the 4th day of March A.D. 1893.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House.

Present — Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Hinkle, Hunter, Hurd, Iredale, Kingsbury, Pickett, Russell, Snider, Spinner, Stirling, Taylor, Townsley, Wren, Ward, Mr Speaker — 33

Absent — None.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present — Messrs Chatterton, Finch, Hamlin, Holliday, Hoyt, H...

Kabis, Kline, Ludvigsen, McCormick, Murrill, Miller Richards
Mr President — 14
Absent — Mr Russell — 1
The President of the Senate announced that the roll call showed a quorum of each the Senate and House to be present.
The Legislature then proceed to vote for an United States Senator by a viva voce vote of each member present.
By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House for the fifteenth joint ballot for United States, with the following result:
Thirty three members of the House of Representative voted.
A.L. New received 14 votes
William H. Kilpatrick received 12 votes
William Brown received 5 votes
W. H. Holliday received 2 votes
Those who voted for A.L. New were:-
Messrs Allred, Baker, Beattie, Bennett, Brundage, Chapman, Dyer, Harper, Hunter, Hurd, Pickett, Russell, Wren, Yeiter — 14.
Those who voted for William H. Kilpatrick were:-
Messrs Ayers, Brooke, Burke, Clark, Colvell, Downey, Guernsey, Hagen, Hinkle, Iredale, Spinner, Towle — 12.
Those who voted for William Brown were:-
Messrs Dean, Kingsbury, Snider, Taylor, Mr Speaker. — 5.
Those who voted for W. H. Holliday were:-
Messrs Farlow, Stirling — 2.
By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate for the fifteenth joint ballot for United States Senator, with the following result:-
Fourteen Senators voted.
William H. Kilpatrick received 9 votes
A.L. New received 4 votes
Geo. W. Baxter received 1 vote
Those who voted for William H. Kilpatrick were:-
Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Murrill, Richards, Mr President — 9.
Those who voted for A.L. New were:-
Messrs Holliday, Hunt, Kabis, Miller. — 4.
Mr Kline voted for Geo. W. Baxter. — 1.
Thereupon the President of the Senate announced the result of the fifteenth joint ballot for United States Senator as follows:-
Forty-seven Senators and Representatives had voted, twenty-four

votes being necessary for a choice.

William A. Kilpatrick received in all 21 votes.
A.L. New received in all 18 votes
William Brown received in all 5 votes
W. A. Holliday received in all 2 votes
Geo W. Baker received in all 1 votes.

And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had, on the fifteenth joint ballot, failed to choose an United States Senator from the State of Wyoming.

Senator Chatterton moved that the Joint Session do now adjourn until 12 o'clock, noon, tomorrow, and the Joint Session having divided on the question of adjournment, the vote thereon was,

Ayes 32. Noes 16, whereupon the President of the Senate declared the motion carried, and the Senate adjourned until 12 o'clock, noon, to-morrow.

The members and officers of the Senate at once repaired to the Senate Chamber.

In Senate Chamber.

The Senate reassembled in the Senate Chamber at 12:20 o'clock p.m. Mr President in the chair.

Message from the House.

The following message was received from the House:

House of Representatives
Cheyenne, Feb 6- 1893.

Hon. President of the Senate.

Sir:

I have the honor to inform your Honorable Body that the following bill was this day introduced in the House:-

H.B. No. 56. By Mr Stirling. For an act to amend and re-enact Sec. 2364 "B" of the Revised Statute of Wyoming, relating to actions for damages for death caused by negligence or wrongful act.

Very Respectfully
A. D. Merritt
Chief Clerk.

The following privileged report was received:-

Senate Chamber.

SENATE JOURNAL,

Cheyenne, Feb 6-1893

Mr President:

Your Committee on Engrossment respectfully report the following entitled bills properly engrossed:

S.F. No 29, Introduced by Mr Miller, "A bill for an act to provide for the collection and compilation of Labor Statistics and defining the powers and duties of the Board of Charities and Reform in relation thereto."

S.F. No. 28, by Mr Hamlin. "A bill for an act to amend and re-enact Section Seven of Chapter fifty-nine and to repeal Section eight of Chapter fifty-nine of the Session Laws of the State of Wyoming enacted by the First State Legislature, regulating the Grand Jury System"

Respectfully
J Chatterton
Chairman

Mr Chatterton moved that all standing committees of the Senate be instructed to return to the Senate, with report thereon, within one legislative day after the receipt of the bill by the Committee to whom referred, all bills which may be referred to said committee, or any of them, from this date until the end of this session of the Legislature which motion prevailed.

On motion of Mr McCormick the Senate stood in recess until 3 o'clock pm

After noon Session

The Senate re-assembled at 3 o'clock p.m.
Mr President in the chair.
The following privileged report was received:-

Senate Chamber.
Cheyenne Feb. 6- 1893.

Mr President:

Your Committee No. 19 on Public Printing, Joint Printing and Public Accounts report the following entitled bills printed:-

S.F. No. 35- "A bill for an act to amend and re-enact Sec. 1807 of the Revised Statutes of Wyoming in such manner as to provide for the presentation and audit of claims against a county, and the drawing of county warrants against designated county funds and upon presentation of the amount of taxes levied for the purposes of such funds, and to repeal inconsistent laws"

Geo. W. Hoyt
Chairman

STATE OF WYOMING.

Notices of Bills

By unanimous consent, the following notices of the introduction of bills were given:-

Senate Chamber
Cheyenne, Feb. 6-1893.

Hon. President of the Senate:-

I give notice that I will, on to-morrow, or some subsequent day, introduce a bill to repeal Chap. 44 of the Session Laws of 1890.

R. E. Fitch
Senate Chamber
Cheyenne Feb 6-1893

Mr President:

I hereby give notice that I will introduce a bill for an act to constitute a Board of Railroad Commissioners to fix and regulate Freight and Passenger rates on Railroads in Wyoming to prevent discrimination therein and making appropriations for the expenses of said Board.

Robert Miller,
Senate Chamber
Cheyenne, Feb 6-1893

Mr President:

I hereby give notice that on to-morrow, or some subsequent day, I will introduce a bill for an act allowing irrigation companies to assess the capital, or the joint owners of any irrigation ditch, for the purpose of repairs for the same.

John McCormick

Bills on Third Reading.

S.F. No. 18, A bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad or railway equipment and rolling stock, and providing for the recording thereof, was read third time, put on its final passage, and passed by the following vote:

Ayes - Messrs Chatterton, Fitch, Holliday, Hoyt, Hurt, Idrie, Ludvigsen, McCormick, Miller — 9

Noes - Messrs Hamlin, Richards, Mr President — 3

Absent - Messrs Kime, Merrill, Russell — 3

And so the bill having received the affirmative votes of a majority of all the members elected to the Senate, Mr President declared the bill

Passed

S.F. No 22 A bill for an act requiring additional notice to be given of the sale of property for delinquent taxes as amended, was read third time, put on its final passage, and passed by the following vote:

Ayes — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Habig, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President — 12.

Noes — None.

Absent — Messrs Kline, Russell — 2.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

S.F. No 28 A bill for an act to amend and re-enact Section 7 of Chapter 59 and to repeal Section 8 of Chapter 59 of the Session Laws of the State of Wyoming enacted by the First State Legislature regulating the Grand Jury System, was read third time, put on its final passage and passed by the following vote:

Ayes — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Habig, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President — 13.

Noes — None.

Absent — Messrs Kline, Russell — 2.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

S.F. No. 1 A bill for an act to provide for the payment of the per diem and mileage of John Scott and making an appropriation therefor, was read third time, put on its final passage and passed by the following vote:

Ayes — Messrs Chatterton, Hamlin, Holliday, Hoyt, Hunt, Habig, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President — 12.

Noes — Mr Fitch — 1.

Absent — Messrs Kline, Russell — 2

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

S.F. No 29 A bill for an act to provide for the collection and compilation of labor statistics, and defining the powers and duties of the State Board of Charities and Reform in relation thereto, as amended, being next in order,

Mr Chatterton moved to amend said bill by adding to Sub-division 11, of Section 1, the following: "and as to the management and the manner of conducting said institutions" which motion prevailed.

The third reading of said S.F. No. 29, was then proceeded with and was interrupted by Mr Holliday, who moved a suspension of the rules for the purpose of offering an amendment to said bill, and the

motion to suspend the rules for the purpose stated being put, the same prevailed.

Mr Holliday moved to further amend said bill by striking out of sub-division 11 of Section 1, the words "and as to the management and the manner of conducting said institutions", (the said words having been inserted on motion of Mr Chatterton), and inserting in lieu thereof the following:- "Provided, said board is hereby authorized to investigate everything pertaining to the management and control of said institutions", which motion prevailed and said S.F. No. 29 was so amended.

Said S.F. No 29 as amended, was then by Mr President recommitted to the Committee on Engrossment to be re-engrossed.

H.B. No. 17, "A bill for an act to define the Judicial Districts of the State, and prescribing the time for holding the terms of the District Court in the several counties of each Judicial District, being next in order.

Mr Chatterton moved to amend said bill by inserting after the word "Governor", in line 13 of Sec. 5 the following: "by and with the consent of the Senate" and in line 2 of Section 7 by inserting after the word "apportionment" the following: "and confirmation by the Senate as hereinbefore provided."

The ayes and noes were ordered on the motion to amend, and the roll being called, the vote thereon resulted as follows:-

Ayes-Messrs Chatterton, Fitch, Hamlin, Hoyt, Merrill, Mr President—6

Noes-Messrs Holliday, Hurt, Kabis, Ludvigsen, McCormick, Miller, Richards—7.

Absent-Messrs Kline, Russell—2.

Thereupon Mr President declared the motion to amend lost.

Said H.B. No. 17, was then read third time, put on its final passage, and passed by the following vote:-

Ayes—Messrs Chatterton, Hamlin, Holliday, Hurt, Kabis, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President—11.

Noes—Messrs Fitch, Hoyt—2.

Absent—Messrs Kline, Russell—2.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

Special Order.

Mr President announced the next business the special order, same being the further consideration of H.F.R. No. 3, providing for the appointment of a Joint Committee to investigate the State Penitentiary.

Mr Chatterton moved that further consideration of said H.J.R. No. 3 be indefinitely postponed, pending which

Mr Holliday moved that said H.J.R. be laid on the table, and the motion by Mr Holliday having precedence, the same was put and carried, and said H.J.R. No. 3, was laid on the table.

Reports from Committees

By unanimous consent the following reports were received:-

Senate Chamber.
Cheyenne, Feb 6- 1893

Mr President:-

Your Committee No. 7, on County Affairs and County Boundaries, to whom was referred S.F. No. 29, being "A bill concerning deeds of trust and repealing Chapter 3, Title 1, of the Revised Statutes;" the same having been considered, is reported back favourably, and with recommendation that it do pass.

Geo. H. Hoyt.
Chairman.

Senate Chamber.
Cheyenne, Feb 6- 1893

Mr President.

Sir:-

Your Committee No. 7, on County Affairs and County Boundaries, to whom was referred S.F. No. 24, being "A bill to repeal Chapter 16, Session Laws of 1890 and 1891, and to provide for the payment of taxes," beg leave to report the same back to be considered in the Committee of the Whole

Geo. H. Hoyt.
Chairman

Committee of the Whole.

On motion of Mr Fitch the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Fitch in the chair.

When the Committee of the Whole arose, Mr Chatterton moved that the report of said Committee be laid over until to-morrow, when it shall be considered as unfinished business, which motion prevailed.

Mr Ludwigsen gave notice that he would, on to-morrow, move a reconsideration of the vote by which S.F. No. 17, "A bill for an act to define the Judicial Districts of the State, and prescribing the time for holding terms of the District Court in each Judicial District," this day passed the Senate

STATE OF WYOMING.

On motion of Mr Chatterton the Senate adjourned.

J. Hayesheimer
Chief Clerk

SENATE JOURNAL,

Twenty-third Day

Senate Chamber
Cheyenne Wyo Feb 7-1893

The Senate met at 10 o'clock am
Mr President in the chair
Roll call
Present Messrs Chatterton, Fitch, Hamlin, Holliday Hoyt, Hunt, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President
Absent - Mr Russell
Prayer by the Chaplain
The Journal of the proceedings of yesterday was read and approved

Unfinished Business

The report of the Committee of the Whole (Mr Fitch in the chair) of yesterday, was coming before the Senate as unfinished business the same was read as follows:

Mr President:-

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:-

That S. F. No 31, "A bill for an act to protect employees and guarantee their rights to belong to labor organizations", be amended as recommended by the Committee on Corporations and Municipal Laws, and that said bill as thus amended, be printed.

That H. B. No. 2, "A bill for an act entitled an act requiring performance of certain conditions preceding the execution and delivery of a deed to real estate sold for taxes", do pass.

That H. B. No. 8, a bill for an act amending an act entitled, "An act regulating voluntary assignments and for other purposes", approved March 13th, 1890." be recommitted to Committee No. 8 on Corporations and Municipal Laws.

That H. J. M. No. 1, "Memorializing Congress to enact laws to restore silver to the position occupied in the currency of our country prior to the demonetization act of 1873," do pass.

That S. F. No 30, "A bill for an act to regulate the sale and disposal of lands donated for educational purposes to the State of Wyoming by the United States of America, when such lands are within the limits

of incorporated cities and towns," be amended by inserting immediately after the word "limits" in line 6 the following:-

"Such plat shall divide so much of such public school lands as may be deemed necessary by the Board of County Commissioners into Lots and Blocks and shall designate the same by numbers; streets and alleys shall be laid out and designated thereon. In making said plat the County Surveyor shall, as near as practicable lay out such streets, alleys, Lots and Blocks as not to interfere with the improvements of settlers thereon"

Amend Section 5 of said bill by adding at the end of said section the following:

"And also as to any objections they may have to the manner of laying out the streets, alleys, Lots and Blocks upon the plat made by the County Surveyor as hereinbefore provided"

Amend Sec. 7, by inserting after the word "State" in the fourth line of said section the following:

"And shall cause the amended plats to be filed in the office of the County Clerk and ex-Officio Register of Deeds of the counties where the lands covered by the respective plats are situated, and shall accompany such plats with a Dedication of the streets and alleys to the public"

Also amend said Sec. 7, by inserting after the word "statement" in the seventh line of said Section, the words, "and a copy of the plats"

Amend Section 8, by inserting after the word "statement" in the first line of said Section, the words "and copy of the plats"

Amend Sec. 9, by striking out the words "for less" in the fifth line of said Section, and inserting in lieu thereof the words "at a rate less than" Also insert after the word "acre" in said line of said Section, the following: "and where such lands have been platted into lots and blocks as hereinbefore provided each lot shall be sold separately." Also amend said Sec. 9 by striking out the word "ten", in line 5, and inserting in lieu thereof the word "fifty", and in line 9 of said Section by striking out the word and figures "ten (10)" and inserting in lieu thereof the words "one block of ten."

Amend Section 10, by striking out the word "four" where said word occurs in line 10 and 11 and in each case inserting in lieu thereof the word "ten"; also, in line 14 of said Section, strike out the word "eight" and insert in lieu thereof the word "six."

Amend Section 14 by striking out the word "ten" in line 8, and inserting in lieu thereof the word "two"

Amend Section 16, by inserting the word "surveying" immediately before the word "advertising" in like 1 of said section, also in line 8 of Sec. 16, insert the word "surveying" immediately before the word "selling" and substitute the word "or" for the word "and" between the words "selling" and "disposing" in said line 8 of said Sec. 16, Also in

Section, line 11, after the word "same" insert "to be paid out of any monies appropriated for that purpose."

Amend Section 6 by adding to said section the following: "out of any monies appropriated for that purpose."

Amend Section 14 by inserting in line 9, after the word "that the words "to the credit of the general fund."

Amend Section 17 by striking out the word "of" where it occurs the first time in line 1 of said section, and substituting therefor the word "by". Also strike out the words "of the State" in line 2 of said section and in lieu thereof insert the words "in all counties in this State in which are situated public school lands lying within the limits of incorporated towns."

In Section 18, lines 2 and 3, strike out the words "shall be paid out of the school fund of the State," and insert "shall be paid out of any funds appropriated for that purpose."

Amend Section 19 by adding thereto the following:- "For the purposes of this act there is hereby appropriated the sum of five hundred dollars ($500.00) out of any funds in the State Treasury not otherwise appropriated, to pay the necessary expenses incurred by putting this act into operation until March 31- 1895."

And that said S.F. No 30, as true amended, do pass.

W. E. Fitch
Chairman

Mr Fabri moved that the report of the Committee of the Whole be adopted, and that S.F. No. 30, as amended be printed at once, which motion prevailed.

Said Senate Files Nos 30 and 31 were, accordingly, amended in accordance with the recommendations of the Committee of the Whole, and, as amended, referred to the Committee on Public Printing Joint Printing and Public Accounts for the purpose of being printed.

Notices of Bills.

The following notice of the introduction of a bill was given:-

Senate Chamber
Cheyenne Feb 7- 1893.

Hon. President of the Senate:-

I hereby give notice that I will on to morrow or some subsequent day introduce a bill for an act to prohibit Gambling and Gaming

W E Fitch

STATE OF WYOMING.

Message from the House.

The following message was received from the House:-

House of Representatives
Cheyenne. Feb 6" 1893

Hon. President of the Senate,
Sir:

I have the honor to inform your Honorable Body that the House has this day passed the following House Bills, Senate Files, House Joint Memorials and House Joint Resolutions:-

H.B. No 13, by Mr Clark. An act giving an allowance of time for employees to work at all elections within the State of Wyoming.

Ayes 33. Noes 0. Absent 0.

H.B. No 10, by Mr Burke. An act to provide for the purchase of Volume Three, Wyoming Reports, appropriating money therefor, and providing for the distribution thereof.

Ayes 33. Noes 0. Absent 0.

H.B. No 27, by Mr Burke. An act to amend Section two and five of Chapter twenty-seven of the Session Laws of Wyoming of 1890-91, approved January 6th 1891.

Ayes 32. Absent 1.

H.B. No 3. by Mr Burke. An act entitled, An act making it a felony to wilfully or maliciously cut, break, tap, or make any connection with any telegraph or telephone line, wire or cable, or read or copy by the use of telegraph or telephone instruments, or otherwise, in any unauthorized manner, any message from any telegraph or telephone line, wire or cable, within this State, or to make unauthorized use of the same, and providing a penalty for a violation thereof.

Ayes 18. Noes 15.

H.B. No 21. by Mr Stirling, an act providing for the punishment of larceny by bailee.

Ayes 31. Noes 0. Absent 2.

H.B. No 19 by Mr Ivers, An act providing for an allowance of good time, discharge money and clothing to State Convicts.

Ayes 30. Noes 1. Absent 2.

H.B. No 18. by Mr Fowler. An act amending Section 3300 of the Revised Statutes of Wyoming, 1887, relating to Procedure in criminal cases

Ayes 31. Noes 0. Absent 2.

Have amended and passed. S.F. No 1, by Mr Chatterton, An act to amend Section 5 of Chapter 16 of an act providing for Probate Jurisdiction and procedure, and describing the duties of Courts and officers

connection therewith, approved January 10-1891.

Ayes 29. Noes 0. Absent 4.

H.B. No 4 by Mr Chatterton, An act providing for the issuing of refunding bonds in School Districts

Ayes 26. Noes 3. Absent 4

S.F. No 11 by Mr Miller, An act to protect employes of corporations companies or individuals, and other persons nominated as candidates at any election in their rights as citizens.

Ayes 26. Noes 5. Absent 2.

H.J.M. No 4 by Mr Hunter, A memorial praying Congress to enact more strict and effective laws to prevent the spread of the Asiatic cholera

Ayes 31. Noes 1, Absent 1.

H.J.M. No 5 by Mr Dyer. By the Second State Legislature of the State of Wyoming, to the Congress of the United States, praying for the passage of a bill submitting constitutional amendment to a vote of the people providing that United Senators shall be elected by a vote of the people

Ayes 32. Noes 1. and

H.J.M. No 2, by Mr Dean, Providing for the printing of the Governors Message

Ayes 28. Noes 4. Absent 1.

And said bills, Senate Files, House Joint Memorials, and House Joint Resolutions, are herewith transmitted for your consideration and action.

Very Respectfully
A.D. Merritt.
Chief Clerk

Senate Files on First Reading

The following entitled bills were read first time, ordered printed, and referred:

Substitute for S.F. No. 7. by Committee No. 7, on County Affairs and County Boundaries, "A bill for an act providing for the erection of court houses and jails in the several counties of Wyoming, and the raising of funds for that purpose"

Referred to Committee No. 2. on Finance, Expenditures, Ways and Means

S.F. No 38, by Mr Fitch "A bill for an act to repeal all of Chapter 40, of the Session Laws of Wyoming passed by the Eleventh Legislative Assembly in reference to taxing fire insurance companies for the support of fire departments"

Referred to Committee No. 8, on Corporations and Municipal Laws.

S.F. No. 39, by Mr McCormick, "A bill for an act allowing irrigation

companies or associations to assess the capital stock, whether fully paid or not, or the members or owners of such associations, for the purpose of paying the necessary expense of keeping ditch and flumes in repair, and for other purposes."

Referred to Committee No. 5, on Irrigation and Agriculture.

Resolutions

Mr McCormick presented the following preamble and resolution:

Whereas, the State Board of Live Stock Commissioners of the State have been severely criticized by the press of the State, and a distrust of the actions of the said Board exists in the minds of many citizens of this State; and

Whereas, A bill is now pending in the House of Representatives, providing for the repeal of the present stock laws and the enactment of other laws relating thereto; and

Whereas, It is absolutely necessary that the members of this body should thoroughly understand the workings of the present law relating to live stock for the past two years, in order to provide such legislation as may best serve the interests of the people of Wyoming; and

Whereas, The report of the Board of Live Stock Commissioners made December thirty first, 1892, is not full and complete enough to enable the members of this body to form an intelligent opinion as to the workings of the present stock laws under the management of the Board of Live Stock Commissioners;

Therefore Be It Resolved, that a committee of three be appointed by the President of the Senate to investigate the books of the State Board of Live Stock Commissioners, and to thoroughly investigate the workings of the present law and the actions of the Board of Live Stock Commissioners thereunder, and to report at this Senate at an as early a date as possible, the result of their investigations, and their recommendations thereon.

On motion of Mr McCormick the foregoing preamble and resolution was referred to the Committee of the Whole.

Mr Chatterton offered the following preamble and resolution, and moved the adoption thereof.

Whereas, It appears that an illegal and criminal attempt has been made to prevent a number of the Senate of the State of Wyoming, from participating in the joint ballot of the Legislature of the State of Wyoming for the election of a Senator to the Senate of the United States of America; and

Whereas, Said attempt was against the liberty, health and rights of said members of the Senate of the State of Wyoming; and

Whereas It is believed, that the attempt hereinbefore mentioned, was instigated by one of the candidates before the Legislature of the State

of Wyoming for the position of Senator in the Senate of the United States of America;

Therefore Be It Resolved by the Senate of the State of Wyoming that a committee of three members of the Senate be appointed by the President thereof, who shall have full authority, the same as any court of justice sitting in this State, to subpoena witnesses and administer oaths, and in any manner that they in their judgement may deem necessary, to proceed and ascertain fully all the facts surrounding the criminal attempt hereinbefore mentioned

And Be It Further Resolved, That said committee shall be instructed to report its findings at the earliest practicable date.

The question on the adoption of the foregoing preamble and resolution being put, the motion prevailed, and Mr President appointed, as the committee constituted and authorized by said resolution, Messrs Chatterton, Richards and Holliday.

House Bills on First Reading.

The following entitled House bills were read first time and referred as indicated:

H. B. No. 3 "A bill for an act entitled, 'An act making it a felony to wilfully and maliciously cut, break, tap, or make any connection with any telegraph or telephone line, wire or cable, or read or copy by the use of telegraph or telephone instruments, or otherwise, in any unauthorized manner, any message from any telegraph or telephone line, wire, or cable within this State, or to make unauthorized use of the same, and providing a penalty for a violation thereof'"

Referred to Committee No. 3 on Railroads and Transportation.

H. B. No. 10 "A bill for an act to provide for the purchase of Volume Three, Wyoming Reports, appropriating money therefor, and providing for the distribution thereof."

Referred to Committee No. 2 on Finance Expenditures Ways and Means

H. B. No 13. "A bill for an act giving an allowance of time for employees to vote at all elections within the State of Wyoming."

Referred to Committee No. 1 on Judiciary

H. B. No. 8. A bill for an act amending Section 3300 of the Revised Statutes of Wyoming, 1887, relating to procedure in criminal cases.

Referred to Committee No 1 on Judiciary

H. B No. 19, "A bill for an act providing for an allowance of good time, discharge money and clothing to State convicts."

Referred to Committee No 4 on Public Buildings and Institutions

H.B. No. 2, "A bill for an act providing for the punishment of larceny by tattle."

Referred to Committee No. 1, on Judiciary

H.B. No 27, "A bill for an act to amend and re-enact Sections 2 and 5, of Chapter 27 of the Session Laws of Wyoming, of 1890-91, entitled "An act authorizing cities and towns to construct, purchase, extend, maintain and regulate a system of water works, and to borrow money and issue coupon bonds for such purposes; and regulating the issue and payment of such bonds, and providing for the levy of a tax for the payment thereof," approved January 6th 1891."

Referred to Committee No. 8, on Corporations and Municipal Laws.

H.J.R. No. 2. "Providing for the printing of 750 copies of the Governor message," was read first time and referred to Committee No. 2. on Finance Expenditures, Ways and Means

H.J.M. No. 4. "A memorial praying Congress to enact more strict and effective laws to prevent the spread of Asiatic cholera" was read first time, and referred to Committee No 6, on Sanitary affairs.

H.J.M. No 5, A Joint Memorial by the Second Legislature of the State of Wyoming, to the Congress of the United States, praying for the submission of a Constitutional amendment providing that United States Senators shall be elected by a vote of the people," was read first time and referred to Committee No. 10, on Elections.

Reports from Committees

The following reports were received:-

Senate Chamber
Cheyenne. Feb. 7- 1893.

Mr President:

Your Committe No. 19, on Public Printing, Joint Printing and Public Accounts, beg leave to report the following bill printed- S.F. No 37. being for an act to amend Chapter 21, of the Session Laws of 1888, to regulate the practice of pharmacy.

Geo. N. Hoyt.
Chairman
Senate Chamber.
Cheyenne Feb 7- 1893.

Mr President:

Your Committe on Engrossment respectfully report the following entitled bill, as amended, properly engrossed:-

S.F. No. 29. "A bill for an act to provide for the collection and

compilation of labor statistics and defining the powers and duties of the State Board of Charities and Reform in relation thereto"

F Chatterton
Chairman,
Senate Chamber
Cheyenne Feb 7 1893.

Mr President:

Your Committee No 6 on Stockraising and Stock Laws, to whom was referred S.F. No. 9, for an act to amend and re-enact Sec. 1, of an act entitled, "An act to encourage the destruction of predatory wild animals and for other purposes" approved March 1, 1890" beg leave to report same back to the Senate with the recommendation that it do pass

R E Fitch
Chairman.
Senate Chamber
Cheyenne, Feb 7. 1893

Mr President

A majority of your Committee No 8, on Corporations and Municipal Laws, to whom was referred S.F. No. 19, A bill for an act providing for the disposition of monies arising from the issuing of County licenses, and to repeal Sections 431, 1437, and 1438 of the Revised Statutes, and to repeal Chapter 44 of the Session Laws of 1888" beg leave to report same back to the Senate with the recommendation that it do not pass.

S. Merrill
Chairman.
Senate Chamber
Cheyenne Feb 7-1893

Mr President:

Your Committee No 7. on County Affairs and County Boundaries, to whom was referred S.F. No 34, being "A bill for an act to authorize and empower the several counties of the State to issue coupon bonds for strictly county purposes etc. etc." respectfully report that the Committee, not having had time to consider the same under the rule, beg leave to report the same back with the recommendation that it do not pass.

Geo. N Hoyt.
N A Holliday

Bills on Second Reading

H.B. No. 2, "A bill for an act entitled "an act requiring the performance of certain conditions preceding the execution and delivery of a deed to real estate sold for taxes" was read second time and ordered to a third reading.

H.J.R. No. 1, "Memorializing Congress to enact laws to restore silver to the position occupied in the currency of our country prior to the demonetization act of 1873," was read second time, and ordered to a third reading.

S.F. No. 1, "A bill for an act to amend Section 5 of Chapter 16 of an act providing for probate jurisdiction and procedure, and prescribing the duties of courts and officers in connection therewith, approved January 10th 1891," together with the House amendment thereto, now being before the Senate,

Mr President announced that the question was on the concurrence by the Senate in said House amendment to said bill, and the question being put, the same prevailed whereupon Mr President declared that the Senate had concurred in the House amendment to said S.F. No. 1.

S.F. No. 1, "A bill for an act to amend Section 5 of Chapter 16 of an act providing for probate jurisdiction and procedure, and prescribing the duties of courts and officers in connection therewith, approved January 10th 1891, as amended, was passed by the following vote:-

Ayes—Messrs Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President—12.

Noes—None

Absent—Messrs Chatterton, King, Russell—3.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill, as amended passed.

Question of Privilege

Mr Holliday arose to a question of privilege and by unanimous consent, introduced the following entitled resolution, which was read first time:-

S.J.R. No. 2. "Providing for the appointment of a Joint Committee to investigate certain charges published in the Cheyenne Daily Sun of Feb. 7. 1893, reflecting upon the honor and integrity of members of this Legislature."

Mr Holliday moved that the rules be suspended for the purpose of reading said S.J.R. No. 2, second and third times and placing it on its passage, which motion was lost.

Mr Hamlin moved that said S.J.R be laid on the table, which

motion was lost.

On motion of Mr Kabis the Senate stood in recess until 11.55 o'clock a.m. to-day.

Eleven Fifty-five Oclock.

The Senate reassembled at 11:55 o'clock a.m.

Mr Preidut in the chair.

The hour of 12 o'clock meridian having arrived, Mr Preidut announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, and in accordance with the motion of yesterday, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives, to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for six years, from the 4th day of March A.D. 1893.

The Senate thereupon proceed to the Hall of the House of Representatives, where the following proceedings were had:-

Joint Session.

Hall of the House of Representatives

Cheyenne Wyo. Feb 7-1893.

At 12 o'clock meridian, this day, the Senate and House of Representatives, of the Legislature of the State of Wyoming, met in Joint Session.

The Preidut of the Senate and the Speaker of the House jointly presided.

The Preidut of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873-4, and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for the six years, from the 4th day of March A.D. 1893.

By direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House.

Present— Messrs Alred, Ayers, Baker, Beattie, Bennett, Booker, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Hinkle, Hunter, Hurd, Iredale, Kingsbury, Pickett, Russell, Snider, Spinner, Sterling, Taylor, Towsley, York, Yost, Mr Speaker—33.

Absent- None.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present— Messrs Chatterton, Finch, Hamlin, Holliday, Hoyt, Huet, Kabis, Kline, Ludvigsen, McCormick, Merrill, Miller, Richard Mr President — 14.

Absent Mr Russell — 1.

The President of the Senate announced that the roll call showed a quorum of each the Senate and the House to be present.

The Legislature then proceed to vote for an United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House for the sixteenth joint ballot for United States Senator with the following result:-

Thirty three members of the House of Representatives, voted

J. D. Woodruff received 12 votes

A. L. New received 7 votes

William Brown received 6 votes

John E. Osborne received 4 votes

L. J. Corn received 2 votes

N. K. Holliday received 1 vote.

George W. Baxter received 1 vote

Maj. Frank Wolcott received 1 vote

Those who voted for J. D. Woodruff were:-

Messrs Ayer, Brooks, Burke, Clark, Colwell, Downey, Guernsey, Hazen, Hinkle, Iredale, Spencer, Towle. — 12.

Those who voted for A. L. New were:-

Messrs Alred, Baker, Burdage, Harper, Hurd, Pickett, Russell — 7

Those who voted for William Brown were:-

Messrs Dean, Kingsbury, Snider, Taylor, Mr Speaker. — 6

Those who voted for John E. Osborne were:-

Messrs Bennett, Chapman, Hunter, Wynn. — 4

Those who voted for L. J. Corn were:-

Messrs Farlow, Stirling. — 2.

Mr Hurd voted for N. K. Holliday — 1.

Mr Beattie voted for Geo. W. Baxter — 1

Mr Dyer voted for Maj. Frank Wolcott. — 1.

By direction of the President of the Senate the Chief Clerk thereof called the roll of the Senate for the sixteenth joint ballot for United States Senator, with the following result:-

Fourteen Senators voted.

J. D. Woodruff received 9 votes

A.L. New received 2 votes.
Geo. T. Beck received 1 vote.
John E. Osborne received 1 vote.
Geo. W. Baxter received 1 vote.
Those who voted for J.D. Woodruff were:-
Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludvigsen, McCormick, Merrill, Peichard, Mr President — 9
Those who voted for A.L. New were:-
Messrs Babis, Miller — 2.
Mr Holliday voted for Geo. T. Beck — 1.
Mr Hoyt voted for John E. Osborne — 1.
Mr Irvine voted for Geo. W Baxter — 1.
Thereupon the President of the Senate announced the result of the sixteenth joint ballot for United States Senator as follows:-
Forty-seven Senators and Representatives had voted, twenty-four votes being necessary for a choice.
J.D. Woodruff received in all 21 votes
A.L. New received in all 9 votes
William Brown received in all 5 votes
John E. Osborne received in all 5 votes
L.T. Corn received in all 2 votes.
Geo. W. Baxter received in all 2 votes
W.A. Holliday received in all 1 vote
Geo. T. Beck received in all 1 vote.
Maj. Frank Wolcott received in all 1 vote.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had, on the sixteenth joint ballot, failed to choose an United State Senator from the State of Wyoming.
Senator Chatterton moved that the joint session do now adjourn to meet again tomorrow at 12 o'clock noon, which motion prevailed.
Thereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber.

At 12:15 o'clock p.m. the Senate reconvened in the Senate Chamber.
Mr President in the chair.
On motion of Mr Fitch the Senate stood in recess until 3 o'clock p.m.

Afternoon Session

The Senate reconvened at 3 o'clock p.m.

Mr Preident in the chair.

Mr Preident announced the next business the special order, same being the matter of the claim of Robert Foote to the seat in this Senate formerly occupied by John N. Tisdale, and the report of the Committee of Elections thereon.

Mr Hamlin moved that said matter be made the special order for Friday, Feb 10. 1893 at 2 o'clock p.m.

The ayes and nays were ordered on the motion made by Mr Hamlin, and the roll being called, the vote thereon resulted as follows:-

Ayes — Messrs Chatterton, Fitch, Hamlin, Hoyt, Ludorgsen, Merrill, Richards, Mr Preident — 8

Noes — Messrs Holliday, Hunt, Kabis, Kinne, McCormick, Miller — 6

Absent — Mr Powell — 1.

Thereupon Mr Preident declared the said motion, made by Mr Hamlin, carried, and the matter of the claim of Robert Foote to the seat in this Senate formerly occupied by John N. Tisdale thereby made the special order for Friday Feb 10. 1893 at 2 o'clock p.m.

Mr Preident announced that he was about to sign Enrolled Act No 2. House, "An act to provide for the payment of the per diem and mileage of John Scott and making an appropriation therefor," and did in the presence of the Senate, affix his official signature to said Enrolled Act No. 2. House.

Senate Files on First Reading.

By unanimous consent the following entitled bills were introduced, read first time, ordered printed and referred:-

S.F. No. 40 by Mr Holliday, "A bill for an act to constitute a Board of Railroad Commissioners to fix and regulate freight and passenger rates to be charged by common carriers in Wyoming, and to prevent discrimination therein, and to make appropriations for the expenses of said Board."

Referred to Committee No. 9 on Railroads and Transportation.

S.F. No. 41 by Mr Hunt, "A bill for an act to afford an University Education to students of small means at the expense of the State."

Referred to Committee No. 3 on Education and Public Libraries.

Committee of the Whole.

On motion of Mr Kabis the Senate resolved itself into a

Committee of the Whole for the consideration of bills on the general file.
Mr Kabis in the Chair.
Upon arising the Committee of the Whole reported as follows:-
Mr President:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:-

That H.B. No 22. "A bill for an act providing for and adopting a Great Seal of the State of Wyoming" do pass.

That S.F. No 34, "A bill for an act to authorize and empower the several counties of this State to contract indebtedness for county purposes and to issue negotiable coupon bonds therefor," be amended in Sec 2, line 1, by inserting after the word "elector", the words "who are taxpayers." And as thus amended, that said bill do pass.

That S.F. No 20, "A bill for an act concerning deeds of trust, and repealing Chapter 3, of Title 1, of the Revised Statutes of Wyoming," be amended in Sec. 3, line 2, by striking out the word "six", wherever it occurs in said line, and substituting therefor the word "four". And that said bill, as thus amended do pass.

That S.F. No 24, "A bill for an act to repeal Chapter Number Sixteen of the Session Laws of Wyoming, of 1890 and 1891, and to provide for the payment of taxes", do pass.

That S.F. No. 19, "A bill for an act providing for the disposition of monies arising from the issuing of county licenses, and to repeal Sections 431, 1437, and 1438 of the Revised Statutes, and to repeal Chapter 44 of the Session Laws of 1888, entitled "An act to amend and re-enact Section 1438 of the Revised Statutes of Wyoming," approved March 7th 1888," be indefinitely postponed.

L. Kabis
Chairman

On motion of Mr Kerr the report of the Committee of the Whole was adopted, and said Senate Files Nos 34 and 20 were amended in accordance with the recommendations therein contained, and further consideration of said S.F. No 19 was indefinitely postponed.

Mr Hamlin moved that the rules be suspended for the purpose of reading S.F. No. 34, as amended, second and third times and placing it on its final passage, which motion prevailed by an unanimous vote.

S.F. No 34, "A bill for an act to authorize and empower the several counties of this State to contract indebtedness for county purposes, and to issue negotiable coupon bonds therefor," as amended, was read second and third times put on its final passage and passed by the following vote:-

Ayes—Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President—13

Noes—None.

Absent—Messrs Kime, Russell—2.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

Mr Hamlin moved that the rules be suspended for the purpose of reading H.B. No 23, second and third times, and placing it on its final passage.

The ayes and noes were ordered on the motion to suspend the rules, and the roll being called the vote thereon resulted as follows:-

Ayes—Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President—13

Noes—None

Absent—Messrs Kime, Russell—2.

And so the rules were suspended for the purpose stated.

H.B. No 23. A bill for an act providing for and adopting a Great Seal for the State of Wyoming, was read second and third times, placed on its final passage and passed by the following vote.

Ayes—Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Ludvigsen, McCormick, Merrill, Miller, Richards, Mr President—13

Noes—None

Absent—Messrs Kime, Russell—2.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

The following message was received from the House

House of Representatives
Cheyenne Feb 7-1893.

Honorable President of the Senate

Sir:

I have the honor to inform your Honorable Body that the following bills have been introduced in this House this day viz:-

H.B. No 57 by Mr Bennett. A bill for an act to repeal Chapter 84 of the Session Laws of 1890-91.

H.B. No. 58, by Mr Bramhall by request. For an act to amend and re-enact sections 23-29-30-36, and 45 of Chapter 8 of the Session Laws of 1890-91.

H.B. No. 59 by Mr Dyer. For an act abolishing the office of State Veterinarian and providing quarantine regulations etc.

H.B. No. 60. by Mr Burke. For an act to amend and re-enact section 3292 of the Revised Statutes of Wyoming in such manner as to provide that witnesses shall be competent to testify in criminal cases.

H.B. No 61 by Mr Burke For an act to amend and re-enact

Section 3291 of the Revised Statutes of Wyoming in such manner as to allow witness for indigent defendants only, at the expense of the county and providing how the same may be obtained.

H.B. No. 62. by Mr Downey. For an act to protect the waters of the State from encroachments by appropriations in other States and territories authorizing proceedings therefor, and appropriating money to pay the expenses thereof.

H.B. No. 63. by Mr Downey. For an act appropriating $1,200 to reimburse M. N. Grant for expenses incurred while Auditor of the Territory of Wyoming.

H.B. No. 64. by Mr Downey. For an act to amend and re enact Section 12 of Chapter 75 of the Session Laws of 1890-91 and to repeal so much thereof as provided a tax of one-eighth of a mill and creating in lieu thereof three-fourths of a mill.

H.B. No. 65 by Mr Colwell. For an act to amend Section 1166 of the Revised Statutes of Wyoming relating to Notaries Public.

H.B. No 66. by Mr Colwell. For an act to amend Section 1190 of the Revised Statutes of Wyoming relating to fees of Notaries Public.

Very Respectfully
A. D. Merritt
Chief Clerk

Mr Chatterton moved, that the Special Committee appointed this morning to inquire into a certain alleged illegal and criminal attempt to prevent a member of this Senate from participating in the joint ballot of the Legislature for the election of a United States Senator, be authorized and empowered to employ a Stenographer at an expense of not to exceed fifty dollars, which motion prevailed, and said special committee was so authorized and empowered.

On motion of Mr Kabis the Senate adjourned

J. A. Poppleton
Chief Clerk

STATE OF WYOMING.

Twenty-fourth Day

Senate Chamber.
Cheyenne, Wyo. Feb. 8-1893

The Senate met at 10 o'clock am.
Mr Chatterton Vice President in the chair.
Roll call.
Present – Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurd, Kabis, Kane, Ludvigsen, McCormick, Merrill, Miller, Richards, Purcell, Mr President. —
Absent – None.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Unfinished Business.

S. R. No. 2. "Providing for the appointment of a Joint Committee to investigate certain charges published in the Cheyenne Daily Sun of Feb 7. 1893, reflecting upon the honor and integrity of members of this Legislature," coming before the Senate as unfinished business, the said resolution was on request of Mr Holliday and by unanimous consent, laid on the table.

Senate Files on First Reading

The following entitled bills were introduced, read first time, ordered printed and referred:

S. F. No 42, by Mr Richards, A bill for an act providing for the organization of a State Militia to be known as the Wyoming National Guard.

Referred to Committee No. 1 on Federal Relations, Indian and Military Affairs

S. F. No. 43. by Mr Fitch. A bill for an act to prohibit gambling and gaming.

Referred to Committee No. 2 on Finance, Expenditures, Taxe and Means

Reports from Committees

The following reports were received:

Senate Chamber

SENATE JOURNAL,

Cheyenne Wyo. Feb 8-1893

Mr President:

Your Committee No 19 on Public Printing Joint Printing and Public Accounts beg leave to report the following entitled Bill printed as amended:

S.F. No 8. "A bill for an act to establish and maintain a system of public instruction"

Respectfully
Geo. H. Hoyt
Chairman
Senate Chamber
Cheyenne, Feb. 8-1893

Mr President:-

Your Committee No 2 on Finance, Expenditures Ways and Means, having had under consideration H.B. No 26, entitled "A Bill for an act appropriating funds for the payment of certificates of indebtedness and designating the manner in which such payments may be made," report same back with the recommendation that it do pass

Respectfully
F Chatterton,
Chairman.

By unanimous consent the twelfth order of business was passed temporarily.

Bills on Second Reading

S.F. No. 29, "A bill for an act concerning deeds of trust, and repealing Chapter 3 of Title 1, of the Revised Statutes of Wyoming, as amended, was read second time and ordered engrossed for a third reading

S.F. No. 24, "A bill for an act to repeal Chapter Number Sixteen of the Session Laws of Wyoming, of 1890 and 1891 and to provide for the payment of taxes," was read second time and ordered engrossed for a third reading.

S.F. No. 8. "A bill for an act to establish and maintain a system of public instruction, as amended, was read second time

Mr Holliday moved that a printed copy of the bill as reprinted, be considered the engrossed bill, which motion prevailed.

Mr Holliday moved that the rules be suspended for the purpose of reading S.F. No. 8 third time by title and placing it on its final passage, which motion prevailed by an unanimous vote.

S.F. No. 8. "A bill for an act to establish and maintain a

system of public instruction", as amended, was read third time by title, put on its final passage, and passed by the following vote:-

Ayes — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richard, Russell — 11

Noes - None.

Absent — Mr President. — 1

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, the Vice President declared the bill passed.

Bills on Third Reading

S.F. No 23, "a bill for an act to make railroad, canal, bridge and ditching companies, and companies and persons responsible for material furnished and labor performed, in the construction, repair or improvement of such works, and to secure the laborer and material-man a lien for material furnished and labor performed" as amended was read third time, put on its final passage, and passed by the following vote:-

Ayes — Messrs Chatterton, Fitch, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell — 13

Noes — None

Absent — Messrs Hamlin, Mr President — 2.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, the Vice President declared the bill passed.

S.F. No 29 "a bill for an act to provide for the collection and compilation of labor statistics, and defining the powers and duties of the State Board of Charities and Reform in relation thereto" as amended, was read third time, put on its final passage, and passed by the following vote:-

Ayes — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell — 14

Noes — None,

Absent - Mr President — 1.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, the Vice President declared the bill passed.

H.B. No. 2, "a bill for an act entitled, "An act requiring the performance of certain conditions preceding the execution and delivery of a deed to real estate sold for taxes," was read third time, put on its final passage and passed by the following vote:-

Ayes — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt,

Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards
Russell, Mr President — 14
Noes — None
Absent — Mr Hunt — 1
And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, the Vice President declared the bill passed.

S.J.M. No 1, Memorializing Congress to enact laws to restore silver to the position occupied in the currency of our country prior to the Demonetization act of 1873, was read third time, put on its final passage and passed by the following vote:-
Ayes — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, Ludvigsen, McCormick, Miller, Richards, Russell, Mr President — 14
Noes — Mr Merrill — 1
And so the said memorial having received the affirmative votes of a majority of all the members elected to the Senate, the Vice President declared the said memorial passed.
On motion of Mr McCormick the Senate stood in recess until 11:55 o'clock am. to day.

Eleven Fifty-five O'clock

The Senate reassembled at 11:55 o'clock a.m.
Mr President in the chair.
The hour of 12 o'clock, meridian, having arrived, Mr President announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874 and in accordance with the motion of yesterday, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives, to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming, for six years from the 4th day of March A.D. 1893.
The Senate thereupon proceeded to the Hall of the House of Representatives, where the following proceedings were had:

Joint Session

Hall of the House of Representatives
Cheyenne Wyo Feb 8-1893

STATE OF WYOMING.

At 2 o'clock meridian, this day the Senate and House of Representatives of the Legislature of the State of Wyoming met in joint session.

The President of the Senate and the Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of United States for 1873-4, and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for the six years, from the 4th day of March A. D. 1893.

By direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House.

Present— Messrs Allred, Ayers, Baker, Beattie, Bennett, Burke, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Faclon, Guernsey, Harper, Hazen, Hinkle, Hunker, Hurd, Kendall, Kingsbury, Pickett, Russell, Snyder, Spinner, Sterling, Taylor, Townsley, Wm Ward Mr Speaker—33.

Absent— None.

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present—Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Huck, Kabis, Kane, Lovrigen, McCormick, Morrill, Miller, Richards, Russell, Mr President— 15.

Absent— None.

The President of the Senate announced that the roll call showed a quorum of each, the Senate and the House to be present.

The Legislature then proceeded to vote for an United States Senator, by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House for the seventeenth joint ballot for United States Senator with the following result:—

Sixty-three members of the House of Representatives voted.

C. N. Downey received 11 votes
A. L. New received 8 votes.
W. A. Holliday received 7 votes
William Brown received 5 votes,
George W. Baxter received 1 vote,
F. Chatterton received 1 vote
Those who voted for C. N. Downey were:—

Messrs Ayers, Brooks, Burke, Clark, Colwell, Guernsey, Hazen, Hickey, Indale, Skinner, Townsee — 11.

Those who voted for N.L. New were:-

Messrs Allred, Bennett, Chapman, Hunter, Heard, Pickett, Russell, Wynn — 8

Those who voted for N.H. Holliday were:-

Messrs Baker, Brundage, Dyer, Farlow, Harper, Stirling, Hurd. — 7.

Those who voted for William Brown were,

Messrs Dean, Kingsbury, Snider, Taylor, Mr Speaker. — 5

Mr Beattie voted for Geo. W. Baxter — 1

Mr Downey voted for J. Chatterton — 1.

By direction of the President of the Senate the Chief Clerk then called the roll of the Senate, for the seventeenth joint ballot for United States Senator, with the following result:-

Fifteen Senators voted.

S.W. Downey received 10 votes.

N.L. New received 3 votes,

Geo. T. Beck received 1 vote.

Geo. W. Baxter received 1 vote.

Those who voted for S.W. Downey were:-

Messrs Chatterton, Fitch, Franklin, Hoyt, Ludvigsen, McGinnis, Morrill, Richards, Russell, Mr President — 10.

Those who voted for N.L. New were:-

Messrs Hunt, Kabis, Miller — 3.

Mr Holliday voted for Geo. T. Beck — 1.

Mr Kline voted for Geo. W. Baxter, — 1.

Thereupon the President of the Senate announced the result of the seventeenth joint ballot for United States Senator as follows:-

Forty eight Senators and Representatives had voted, twenty five votes being necessary for a choice

S.W. Downey received in all 21 votes,

N.L. New received in all 11 votes

N.H. Holliday received in all 7 votes

William Brown received in all 5 votes,

Geo. W. Baxter received in all 2 votes,

Geo. T. Beck received in all 1 vote.

J. Chatterton received in all 1 vote.

And it appearing that no one person had received a majority of the total vote cast in the forgoing ballot, the President of the Senate declared that the Legislature had, on the seventeenth joint ballot, failed to choose an United States Senator, from the State of Wyoming

Representative Burke moved that the Joint Session do now adjourn until to morrow at 12 o'clock noon, which motion prevailed.

Thereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber

At 12:15 o'clock p.m. the Senate reconvened in the Senate Chamber Mr President in the chair.

Message from the House

The following message was received from the House:-

House of Representatives
Cheyenne, Feb 8-1893

Hon President of the Senate.

Sir:-

I have the honor to inform your Honorable Body that the following bills were this day introduced in the House of Representatives

H.B. No 67. by Mr Hinkle, For an act to amend and re-enact Sec 1587 of the Revised Statutes of Wyoming.

H.B. No 68 by Mr Burke, For an act to amend Sec 2237 of the Revised Statutes of Wyoming, relating to wills

H.B. No 69. by Mr Pickett, For an act to amend and re-enact Section 6, of Chapter 36 of the Session Laws of 1890 concerning appeals from Justice Courts

Very Respectfully
H.D. Merritt
Chief Clerk

On motion of Mr McCormick the Senate stood in recess until 3 o'clock p.m.

Afternoon Session.

The Senate reconvened at 3 o'clock p.m.
Mr President in the chair.
By unanimous consent the Senate returned to the ninth order of business.

Reports from Committees

The following reports were received:

Senate Chamber
Cheyenne Feb 8, 1893

Mr President:-

Your Committee No 19 on Public Printing, Joint Printing and Public Accounts, beg leave to report the following named bill printed:

S.F. No. 33 A bill for an act concerning land titles

Geo H. Hoyt.
Chairman
Senate Chamber
Cheyenne Feb 8-1893

Mr President

Your Committee No 7 on County Affairs and County Boundaries, to whom was referred S.F. No 36, being a bill for an act relating to county indebtedness, after considering the same beg leave to report the same back with recommendation that it do pass

Geo H. Hoyt.
T. A. Hilliday
Senate Chamber
Cheyenne Feb 8-1893

Mr President

Your Committee No 7, to whom was referred S.F. No 35, being a bill for an act to amend and re-enact Sect. 1857 of the Revised Statutes in such manner as to provide for the presentation and audit of claims against County and drawing of warrants etc, after considering the same recommend that warrants shall not be drawn against any fund in excess of eighty per cent, (80%) of the incoming taxes for the current year and as thus amended, they recommend that it do pass

Geo. H. Hoyt.
Chairman

By general consent Mr Richards presented a large number of petitions praying that the bounty on grey wolves and timber wolves be increased.

Committe of the Whole

On motion of Mr Russell the Senate resolved itself into a Committe of the Whole for the consideration of bills on the general file.
Mr Russell in the chair

STATE OF WYOMING.

Upon arising the Committee of the Whole submitted the following report:-

Mr President

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:-

That H.B. No. 9, "A bill for an act to amend and re-enact Sec. 1 of an act entitled, 'An act to encourage the destruction of predatory wild animals and for other purposes' approved March 1, 1890" do pass.

That the preamble and resolution introduced in the Senate yesterday by Mr McCormick, relating to the appointment of a committee to investigate the records and books of the State Board of Live Stock Commissioners and report result of investigation to Senate be adopted.

That S.F. No 36, "A bill for an act relating to county indebtedness" be amended in Sec. 1, line 7, by inserting after the word "ratify" in said line, the words "together with all other outstanding indebtedness incurred since the adoption of the constitution;" and as thus amended that said S.F. No 36 do pass.

That S.F. No 35, "A bill for an act to amend and re-enact section 1807 of the Revised Statutes of Wyoming in such manner as to provide for the presentation and audit of claims against a county and the drawing of county warrants against designated county funds, and upon ninety-five per centum of the amount of taxes levied for the purpose of such funds, and to repeal inconsistent laws," be amended as recommended by the Committee on County Affairs and County Boundaries, and that said bill be further amended as follows:-

In Section 2, after the words "eighty-eight", in line 2, insert "bring Chapter 27 of the Session Laws of 1888."

In Section 1, strike out the word "to" in line 18, also strike out all of lines 14, 15 and 16, and the words "purposes Revenue Fund" in line 17 of said Section 1.

Insert a new section as follows:

Section 2 An account with each fund for which the taxes are levied and collected shall be kept by the County Treasurer and by the County Clerk respectively."

Renumber Sections 2 and 3 as sections 3 and 4 respectively.

And that said S.F. No. 35, as thus amended do pass.

That H.B. No 26, "A bill for an act appropriating funds for the payment of certain certificates of indebtedness, and designating the manner in which such payments shall be made," do pass.

John L. Russell
Chairman

On motion of Mr McCormick the report of the Committe of the Whole was adopted, and said S F No. 36, and S.F. No. 35 were amended in accordance with the recommendations therein contained

Mr McCormick moved that the resolution, introduced yesterday providing for the appointment of a Committee of three members of the Senate to investigate the books and affairs of the State Board of Live Stock Commissioners and to report the result of such investigation to the Senate, be adopted, which motion prevailed.

Mr President announced that he was about to sign Enrolled Act No 3. House, "An act providing for and adopting a Great Seal for the State of Wyoming" and did, in the presence of the Senate, affix his official signature to said Enrolled Act No 3. House.

Reports from Committee.

By unanimous consent the following reports were received:-

Senate Chamber,
Cheyenne, Feb 8, 1893.

Mr President:-

Your Committee No. 2, on Finance, Expenditures, Ways and Means, report the following bills back with the recommendation that they do pass:-

H.B. No. 13, "A bill for an act to provide for the purchase of Volume Three, Wyoming Reports, appropriating money therefor, and providing for the distribution thereof."

S.F. No. 2, "Providing for the printing of 700 copies of the Governors Message

F. Chatterton
Chairman
Senate Chamber
Cheyenne Feb-8-93.

Mr President:-

Your Committee on Judiciary having had under consideration S.F. No 32 entitled "A bill for an act ceding to the United States jurisdiction over certain military posts and lands" and the substitute therefor do respectfully recommend that said substitute do pass without delay.

C.C. Hamlin.
Chairman.
Senate Chamber
Cheyenne Feb-8-1893

STATE OF WYOMING.

Mr President:-

Your Committee on Enrollment beg leave to report that S.F. No 1. by Mr Chatterton entitled "A bill for an act to amend Section 5 of Chapter 16 of an act providing for probate jurisdiction and procedure, and prescribing the duties of courts and officers in connection therewith, approved January 10. 1891," same being Enrolled Act No 1 Senate, has been duly and correctly enrolled.

C. C. Hamlin
Chairman
Senate Chamber
Cheyenne Feb 8-1893

Mr President:-

Your Committee on Enrollment beg leave to report that S.F. No 11 by Mr Miller entitled "A bill for an act to protect employes of corporations, companies or individuals, and other persons nominated as candidates at any election in their rights as citizens" same being Enrolled Act No 2 Senate, has been duly and correctly enrolled

C. C. Hamlin
Chairman
Senate Chamber
Cheyenne, Feb-8-1893

Mr President:

Your Committee on Enrollment beg leave to report that S.F. No. 4, by Mr Chatterton, entitled "A bill for an act providing for the issuing of refunding bonds in School Districts, same being Enrolled Act No. 3, Senate has been duly and correctly enrolled.

C. C. Hamlin
Chairman

Mr Holliday moved that the rules be suspended for the purpose of reading Substitute for S.F. No. 32, S.F. No. 36, H.B. No 9, and H.B. No 26 a second and third time by title and placing them on their final passage which motion prevailed by an unanimous vote.

Substitute for S.F. No. 32 "A bill for an act entitled "An act ceding to the United States jurisdiction over certain military posts and lands, and the Shoshone Indian Reservation", was read second and third times by title, put on its final passage and passed by the following vote:

Ayes — Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Kane, Kime, McCormick, Morrill, Miller, Richards, Russell, Mr President — 13

Noes — None.

Absent — Messrs Hunt, Ludvigson — 2.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed

S.F. No 36 "A bill for an act entitled, 'An act relating to county indebtedness,' as amended, was read second and third time by title, put on its final passage, and passed by the following vote:-

Ayes – Messrs Chatburn, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, McCormick, Merrill, Miller, Richards, Russell, Mr President – 14

Noes – None

Absent – Mr Ludvigsen – 1

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declares the bill passed.

H.B. No 9, "A bill for an act to amend and reenact section 1 of an act entitled, 'An act to encourage the destruction of predatory wild animals, and for other purposes' approved March 1, 1890," was read second and third times by title, put on its final passage, and passed by the following vote:-

Ayes – Messrs Chatburn, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, McCormick, Merrill, Miller, Richards, Russell, Mr President – 14

Noes – None,

Absent – Mr Ludvigsen – 1

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

H.B. No 26 "A bill for an act appropriating funds for the payment of certain certificates of indebtedness, and designating the manner in which such payments shall be made," was read second and third time by title, put on its final passage, and passed by the following vote:-

Ayes – Messrs Chatburn, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kime, McCormick, Merrill, Miller, Richards, Russell, Mr President – 14.

Noes – None

Absent – Mr Ludvigsen – 1.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

On motion of Mr Hamlin the Senate adjourned.

F. Stapleton
Chief Clerk

STATE OF WYOMING.

Twenty-fifth Day

Senate Chamber
Cheyenne Wyo Feb 9 1893

The Senate met at 10 o'clock a.m.
Mr Chatterton Vice-President in the chair.
Roll call
Present — Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hurt
Kabis, Kline, Ludvigsen, McCormick, Morrill, Miller, Richards
Russell, Mr President
Absent — None
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Notices of Bills

The following notice of the introduction of a bill was given:-
Cheyenne, Feb 9, 1893.
Hon President of the Senate.
I give notice that I will, on tomorrow or some subsequent day, introduce a bill for an act concerning stock brands
R. E. Fitch.

Bills Filed in First Reading.

The following entitled bill and resolution were introduced, read first time, ordered printed and referred:-
S. F. No 44 by Mr. Kline, a bill for an act to amend and re-enact Section 3 of Chapter 53, of the Session Laws enacted by the First State Legislature, relating to the term of office of the clerk of the District Court.
Referred to Committee No. 1 on Judiciary.
S. J. R. No. 3 by Mr. Miller, proposing the submission of two Constitutional amendments to the people of Wyoming.
Referred to Committee No. 1 on Judiciary

Reports from Committees

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

S. F. No 36. "A bill for an act entitled, 'An act relating to county indebtedness,' as amended, was read second and third time by title, put on its final passage, and passed by the following vote:-

Ayes — Messrs Chatburn, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kline, McCormick, Merrill, Miller, Richards, Russell, Mr President — 14.

Noes — None.

Absent — Mr Ludvigsen — 1.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

H. B. No. 9, "A bill for an act to amend and reenact section 1 of an act entitled, 'An act to encourage the destruction of predatory wild animals, and for other purposes,' approved March 1, 1890," was read second and third times by title, put on its final passage, and passed by the following vote:-

Ayes - Messrs Chatburn, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kline, McCormick, Merrill, Miller, Richards, Russell, Mr President — 14.

Noes — None.

Absent — Mr Ludvigsen — 1.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

H. B. No. 24, "A bill for an act appropriating funds for the payment of certain certificates of indebtedness, and designating the manner in which such payments shall be made," was read second and third times by title, put on its final passage, and passed by the following vote:-

Ayes. — Messrs Chatburn, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kline, McCormick, Merrill, Miller, Richards, Russell, Mr President — 14.

Noes — None.

Absent — Mr Ludvigsen — 1.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

On motion of Mr Hamlin the Senate adjourned.

J. F. Stoesheim
Chief Clerk.

STATE OF WYOMING.

Twenty-fifth Day.

Senate Chamber
Cheyenne Wyo Feb 9 1893

The Senate met at 10 o'clock a.m.
Mr Chatterton Vice-President in the chair.
Roll call
Present — Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt
Kabis, Kline, Ludvigsen, McCormick, Morrill, Miller, Richards
Russell, Mr President
Absent — None
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Notices of Bills.

The following notice of the introduction of a bill was given:-
Cheyenne, Feb 9, 1893.
Hon President of the Senate.
I give notice that I will, on tomorrow or some subsequent day introduce a bill for an act concerning stock brands
R. E. Fitch.

Senate Files on First Reading.

The following entitled bill and resolution were introduced, read first time, ordered printed and referred:-
S. F. No 44 by Mr Kline, a bill for an act to amend and re-enact section 3 of Chapter 53 of the Session Laws enacted by the First State Legislature, relating to the term of office of the clerk of the District Court.
Referred to Committee No. 1 on Judiciary.
S. J. R. No. 3, (by Mr Fitch) proposing the submission of two Constitutional amendments to the people of Wyoming.
Referred to Committee No. 1 on Judiciary

Reports from Committees

The following reports were received:-

Senate Chamber
Cheyenne Feb 9-1893

Mr President:-

Your Committee No 8 on Corporations and Municipal Laws, to whom was referred S.F. No 27, A bill for an act to amend and re-enact Sections 2 and 5 of Chapter 27 of the Session Laws of 1890-91, approved Jan. 6, 1891, beg leave to report recommending that the same do pass

Respectfully
L. Merrill
Chairman
Senate Chamber
Cheyenne, Feb 9-1893

Mr President:-

Your Committee No 8 on Corporations and Municipal Laws, to whom was referred back, S.F. No 8 a bill for an act to amend an act to regulate voluntary assignments, and for other purposes, approved March 13th, 1890, for further consideration beg leave to report that amendments suggested in Committee of the Whole are not necessary or desirable, and that the bill do pass in its present form

L. Merrill
Chairman
Senate Chamber
Cheyenne Feb 9, 1893

Mr President:

Your Committee No 9 on Railroads & Transportation to whom was referred S.F. No 3, a bill for an act making it a felony to wilfully cut, break, tap or make any connection with any telegraph or telephone line, etc, beg leave to recommend that same do pass.

L. Merrill
Chairman
Senate Chamber
Cheyenne Wyo Feb 9-1893

Mr President:-

Your Committee No 4 on Public Buildings and Institutions, to whom was referred S.F. No 19, introduced by Mr Yoxx entitled "A act providing for the allowance of good time, discharge money and clothing to State convicts," respectfully reports the same back with the recommendation that it do pass.

DeForrest Richards
Chairman

STATE OF WYOMING.

Senate Chamber
Cheyenne Feb 8-1893

Hon President of the Senate:-

Your committee No. 14 on Federal Relations Indian and Military Affairs, to whom was referred S. F. No. 2, beg leave to report it back to the Committee of the Whole without recommendation.

L. Kabis
Chairman
Senate Chamber
Cheyenne Feb 9-1893

Mr President:

Your Committee No. 19 on Public Printing, Joint Printing and Public Accounts, report the following bills printed:-

S. F. No. 40, being for an act to constitute a Board of Railroad Commissioners etc.

S. F. No. 31, as amended, being for an act to protect employees and guarantee their rights to belong to labor organizations.

Geo. N. Hoyt
Chairman
Senate Chamber
Cheyenne Feb 9-1893

Mr President:

Your Committee on Engrossment respectfully report the following entitled bills properly engrossed:-

S. F. No. 29 by Mr Fitch, a bill for an act concerning deeds of trust, and repealing Chapter 2 of Title I of the Revised Statutes.

S. F. No. 24, by Mr McCormick, a bill for an act to repeal Chapter Sixteen of the Session Laws of 1890 and 1891, and to provide for the payment of taxes

Respectfully
F Chatterton
Chairman
Senate Chamber
Cheyenne Feb. 9. 1893.

Mr President:

Your Committee No. 19 on Public Printing, Joint Printing and Public Accounts, report the following bills printed.

S. F. No. 38, for an act to repeal Chapter 40 of the Session Laws of Wyoming, passed by the Eleventh Legislative Assembly, with reference to Insurance Companies.

S. F. No. 39, for an act allowing irrigation companies or associations"

to assess the capital stock or the members, for the purpose of paying the necessary expense of keeping ditch and flumes in repair,

Respectfully
Geo. H. Hoyt
Chairman.

Bills on Second Reading.

S.F. No 35, A bill for an act to amend and re-enact Section 1807 of the Revised Statutes of Wyoming, in such manner as to provide for the presentation and audit of claims against a county and the drawing of county warrants against designated county funds and upon eighty-~~five~~ per centum of the amount of taxes levied for the purpose of such funds, and to repeal inconsistent laws, as amended was read second time.

Mr Holliday moved to further amend said bill by striking out all of Section 2, as amended, and inserting in lieu thereof the following:-

Section 2. An account with each fund for which taxes are levied and collected shall be kept by the County Clerk and the County Treasurer respectively, in each county in this State. The county clerk shall credit each fund with all taxes collected for such fund and shall debit each fund with all the warrants or orders drawn against such fund, recording the number of the warrant and the amount for which it is drawn. The county treasurer shall debit each fund with all the taxes collected for such fund and shall credit each fund with each and every warrant paid from the fund upon which it is drawn, recording as well the date and number of each warrant. The county treasurer shall report to the county clerk during the first week of each month a statement of the total amount of taxes collected during the last preceding month," which motion was adopted and said S.F. No 35, was so amended, and as amended, was ordered engrossed for a third reading.

Bills on Third Reading.

S.F. No. 29 "A bill for an act concerning deeds of trust, and repealing Chapter 3, of Title 1 of the Revised Statutes of Wyoming as amended, was read third time, put on its final passage and passed by the following vote:-

Ayes- Messrs Chatterton, Holliday, Hoyt, Hunt, Noble, Nimy,

Ludvigsen, McCormick, Morrill, Miller, Russell, — 11

Noes — None

Absent — Messrs Fitch, Hamlin, Richards, Mr President — 4

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, the Vice President declared the bill passed.

S.F. No. 24, "A bill for an act to repeal Chapter Number Sixteen of the Session Laws of Wyoming of 1890 and 1891 and to provide for the payment of taxes" was read third time, put on its final passage and passed by the following vote:-

Ayes — Messrs Chatterton, Holliday, Hoyt, Hunt, Kabis, Kline, Ludvigsen, McCormick, Morrill, Miller, Richards, Russell — 12

Noes — None,

Absent, Messrs Fitch, Hamlin, Mr President — 3

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, the Vice President declared the bill passed.

Signing Enrolled Acts

The Vice President announced that he was about to sign Enrolled Act No. 4, House, "An act to define the Judicial Districts of the State, and prescribing the time for holding the terms of the District Court in the several counties of each Judicial District." Also Enrolled Act No. 5, House, "An act requiring the performance of certain conditions preceding the execution and delivery of a deed to real estate sold for taxes." Also House Enrolled Memorial No. 1, "Memorializing Congress to enact laws to restore silver to the position occupied in the currency of our country, prior to the demonetization act of 18[illegible]" and the Vice President did, in the presence of the Senate, affix his official signature to said Enrolled Acts and said Enrolled Memorial.

Committee of the Whole.

On motion of Mr Kabis the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Hoyt in the chair.

Upon arising the Committee of the Whole submitted the following report:-

Mr President:-

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report same back to the Senate with the following recommendations:-

That H. B. No 19 "a bill for an act to provide for the purchase of Volume Three, Wyoming Reports, appropriating money therefor, and to provide for the distribution thereof," do pass.

That H. J. R. No 2, Providing for the printing of 750 copies of the Governor's message, be amended by striking out in line 2 the words "the use of the members of this Assembly," and inserting in lieu thereof the words "general distribution." Also in line 1 and 2 strike out the words "His Excellency;" and as thus amended that said H. J. R. do pass.

That H. B. No. 3, "a bill for an act entitled, an act making it a felony to wilfully or maliciously cut, break, tap, or make any connection with any telegraph or telephone line, wire or cable, or read or copy by use of telegraph or telephone instruments, or otherwise, in an unauthorized manner, any message from any telegraph or telephone line, wire or cable, within this State, or to make unauthorized use of the same, and providing a penalty for a violation thereof," do pass.

That H. B. No. 27, "a bill for an act to amend Sections 2 and 5 of Chapter 27 of the Session Laws of Wyoming of 1890-91, approved January 6th, 1891" be amended, by striking out, in Sec. 1, line 12 the word "five" and inserting the word "ord", also, in same line, strike out the words "one thousand" and insert "five hundred." and as thus amended, said bill do pass.

That H. B. No. 8, "a bill for an act amending an act entitled "an act regulating voluntary assignments, and for other purposes," approved March 13, 1890," be amended as follows:

Insert after the word "of" in line 1, of Section 1, the words and figures "Chapter 51, of the Session Laws of 1890, the same being." And in line 2 of Section 1, after the word "amended" insert "so as to read."

And as thus amended, that said H. B. No. 8. do pass.

That H. J. M. No. 3. "Memorializing Congress to admit the Territories of Utah, Arizona, and New Mexico to the Union of States", do pass

Geo. W. Hoyt.
Chairman.

On motion of Mr Russell the report of the Committee of the Whole was adopted, and said H. J. R. No 2, H. B. No. 8, and H. B. No. 27 were amended in accordance with the recommendations therein contained.

Message from the House.

The following message was received from the House:-

House of Representatives
Cheyenne Feb 9- 1893

Hon. President of the Senate:

Sir:-

I have the honor to inform your Honorable Body that the following bills were this day introduced in this Body:-

H. B. No. 70, by Mr Hinkle, For an act to provide for the better protection of the earnings of laborers, servants and other employees of corporations, firms, & individuals engaged in interstate business

H.B. No. 71. by Mr Snider, For an act providing that the Clerk of the Supreme Court shall be State Librarian

H B No 72. by Mr Lawler, For an act to regulate passenger rates on all railroads within the State.

Sub. for H.B. No 28, by Committee No 15. For an act for the protection of Game,

Also H. J. R. No 5. by Mr Tidball. Providing for the submission of an amendment to the State Constitution, adopting the Initiative and Referendum.

Very Respectfully
H. D. Merritt
Chief Clerk.

On motion of Mr. Hoyt, the Senate stood in recess until 11:55 o'clock a.m. to-day.

Eleven Fifty-five O'Clock

The Senate re-assembled at 11:55 o'clock am.

Mr. President in the chair.

The hour of 12 o'clock meridian, having arrived, Mr President announced that in pursuance of Sections 14 and 15 Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874, and in accordance with the motion of yesterday, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives, to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States, from the State of Wyoming, for six years, from the 4th day of March A.D. 1893.

The Senate then proceeded to the Hall of the House of

Representatives, where the following proceedings were had:-

Joint Session.

Hall of the House of Representatives
Cheyenne, Wyo, Feb 9- 1893.

At 12 o'clock meridian, this day, the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873-4, and in accordance with the adjournment of the Joint Session yesterday, the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming, for the six years from the 4th day of March A.D. 1893.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House:

Present- Messrs Allred, Ayers, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Downey, Dyer, Farlow, Guernsey, Harper, Hazen, Hinkle, Hunter, Hurd, Iredale, Livingston, Puckett, Russell, Snider, Spinner, Stirling, Taylor, Towsley, Wade, Ware, Mr Speaker.—33

Absent— None,

By direction of the President of the Senate, the Chief Clerk thereof called the roll of the Senate.

Present— Messrs Chatterton, Fitch, Hayden, Holliday, Hoyt, Hunt, Kabis, Kline, Ludvigsen, McCormick, Morrill, Miller, Richards, Russell, Mr President.—15-

Absent— None.

The President of the Senate announced that the roll call showed a quorum of each, the Senate and the House to be present.

The President of the Senate, on behalf of the Joint Session, invited Hon Francis E. Warren, Senator in Congress from Wyoming, who was present, to a seat at the desk of the Presiding Officer, and the Hon. Francis E. Warren, in response to said invitation accepted a seat at the Presiding Officers desk.

The Legislature then proceeded to vote for an United States Senator by viva voce vote of each member present.

By direction of the Speaker of the House of Representatives, the Chief Clerk thereof called the roll of the House for the eighteenth joint ballot for United States Senator, with the following result:-

Thirty-three members of the House of Representatives voted.

Frank M. Foote received 12 votes

S.T. Corn received 10 votes

A.L. New received 5 votes

William Brown received 5 votes

Geo. H. Baxter received 1 vote.

Those who voted for Frank M. Foote were:-

Messrs Ayers, Brooks, Burke, Black, Colwell, Downey, Guernsey, Hazen, Hinkle, Iredale, Spinner, Towlee — 12.

Those who voted for S.T. Corn were:-

Messrs Baker, Bennett, Brundage, Chapman, Dyer, Farlow, Hunter, Stirling, Wren, Wood, — 10,

Those who voted for A.L. New were:-

Messrs Allred, Baker, Hurd, Pickett, Russell — 5

Those who voted for William Brown were:-

Messrs Dean, Kingsbury, Snyder, Taylor, Mr Speaker — 5

Mr Beattie voted for Geo. H. Baxter — 1.

By direction of the President of the Senate the Chief Clerk thereof called the roll of the Senate for the eighteenth joint ballot for United States Senator, with the following result:-

Fifteen Senators voted.

Frank M. Foote received 10 votes,

S.T. Corn received 2 votes.

A.L. New received 2 votes.

Geo. H. Baxter received 1 vote.

Those who voted for Frank M. Foote were:-

Messrs Chatterton, Fitch, Hamlin, Hoyt, Leidigen, McCormick, Morrill, Richards, Russell Mr President — 10.

Those who voted for S.T. Corn were:-

Messrs Holliday, Hurt, — 2

Those who voted for A.L. New were:-

Messrs Haley, Miller, — 2,

Mr Stone voted for Geo. H. Baxter — 1.

Thereupon the President of the Senate announced the result of the eighteenth joint ballot as follows:-

Forty Eight Senators and Representatives had voted, twenty-five votes being necessary for a choice

Frank M. Foote received in all 22 votes

S.T. Corn received in all 12 votes.
A.L. Neer received in all 7 votes
William Brown received in all 5 votes
Geo. W. Baxter received in all 2 votes.

And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot, the President of the Senate declared that the Legislature had on the eighteenth joint ballot, failed to choose an United States Senator, from the State of Wyoming.

Senator Chatterton moved that the Joint Session do now adjourn until to morrow at 12 o'clock, noon, which motion, prevailed.

Whereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber.

At 12:10 o'clock p.m. the Senate reconvened in the Senate Chamber, Mr President in the chair.

Mr President announced the appointment of Messrs McCormick Hart and Hamlin, as the special Committee heretofore authorized to be appointed to investigate the books and affairs of the State Board of Live Stock Commissioners, and to report the result of such investigation to the Senate.

On motion of Mr Babb the Senate stood in recess until 3 o'clock p.m.

After noon Session.

The Senate reconvened at 3 o'clock p.m.
Mr President in the chair.

Mr President announced that he was about to sign Enrolled Act No. 1, Senate, "An act to amend Section 5 of Chapter 16 of an act providing for probate jurisdiction and procedure and prescribing the duties of courts and officers in connection therewith, approved January 10th 1895" also Enrolled Act No. 2, Senate. "An act to protect employes of corporations, companies or individuals and other persons nominated as candidate at any election, in their rights as citizens," also Enrolled Act No. 3, Senate, "An act providing for the issuing of refunding bonds in School Districts" and Mr President did, in the presence of the Senate, affix his official signature to each of the said Enrolled Acts.

By general consent the Senate returned to the ninth order of business

STATE OF WYOMING.

Reports from Committees

The following report was received:-

Senate Chamber
Cheyenne Feb 9-1893

Mr President:-

Your Committee No. 10, on Elections to whom was referred S.J.M. No 5, return same back to the Senate with the recommendation that it do pass.

John L. Russell
Chairman,

Committee of the Whole

On motion of Mr Babis the Senate resolved itself into a Committee of the Whole for the general file.

Mr Fitch in the chair.

Upon arising the Committee of the Whole reported as follows:-

Mr President:-

Your Committee of the Whole having had under consideration the general file, beg leave to report same back to the Senate with the following recommendations:-

That S.F. No. 19 "A bill for an act providing for the allowance of good time, discharge money, and clothing to State convicts", do pass.

That S.J.M. No. 5, To the Congress of the United States, praying for the passage of a bill submitting constitutional amendment to a vote of the people providing that United States Senators shall be elected by a vote of the people." do pass

That S.F. No. 7 "A bill for an act providing for the erection of court houses and jails in the several counties of Wyoming and for the raising of funds for that purpose," (a substitute for which has been reported) be laid on the table

That S.F. No. 32 "A bill for an act ceding to the United States jurisdiction over certain military posts and lands," (a substitute for which has already passed) be laid on the table

R.E. Fitch
Chairman.

On motion of Mr Babis the report of the Committee of the Whole was adopted.

On motion of Mr Russell, Rule 35 of the Rules of the Senate was suspended for the rest of the day.

Message from the House

The following message was received from the House:-

House of Representatives
Cheyenne Feb 9-1893

Hon President of the Senate.

Sir:-

I have the honor to inform your Honorable Body that the House of Representatives under suspension of the rules has this day passed H.J.R. No 4 Providing for the employment of an additional Clerk of each of the two Houses

Ayes 20. Noes 0. Absent 3.

And said Resolution is herewith transmitted for your concurrence.

Very Respectfully
A.D. Merritt
Chief Clerk

Communication from the Governor.

A communication from the Governor relating to executive business was presented to the Senate by Mr Hill, Private Secretary.

The communication was laid over for consideration in executive session.

Mr Habig moved a call of the Senate and the same being duly seconded, a call of the Senate was ordered.

The roll was called and Messrs Chatterton and Richards failed to respond to their names.

The doors of the Senate were closed and the Sergeant-at-Arms proceeded to find the absentees.

The Sergeant-at-Arms soon returned, having in custody Messrs Chatterton and Richards.

On motion of Mr Habig, Messrs Chatterton and Richards were excused because of having been engaged in important committee work.

On motion of Mr Habig further proceedings under the call of the Senate were dispensed with.

Executive Session.

On motion of Mr Russell the Senate went into executive session for the consideration of executive business.

The following communication was read:-

STATE OF WYOMING.

State of Wyoming
Executive Department
Cheyenne Wyo Feb 9. 1893

Hon F. H. Mondell
President of the Senate.

Sir:-

I have the honor to submit herewith for the consideration of the honorable Senate the following nomination:

For Fish Commissioner for a term of two years commencing February 24th 1893, Louis Miller of Albany County, vice Gustave Schnitger.

Very Respectfully
John E Osborne
Governor

Mr Chatterton moved that the foregoing communication be laid over until February 18th, which motion prevailed and it was so ordered.

On motion of Mr Holliday the Executive Session was dissolved and the Senate returned to the regular order of business.

Bills on Second Reading

S. F. No 31, "A bill for an act to protect employes, and guarantee their rights to belong to labor organizations" as amended, was read second time.

Mr Holliday moved that the rules be suspended for the purpose of reading said S. F. No. 31, third time and placing it on its final passage, which motion prevailed by an unanimous vote.

S. F. No. 31, "A bill for an act to protect employes and guarantee their rights to belong to labor organizations, as amended, was read third time, put on its final passage, and passed by the following vote:-

Ayes:- Messrs Chatterton, Fitch, Holliday, Hoyt, Kabis-Heinz, Ludvigsen, Morrill, Miller, Richards, Russell, Mr President.- 12.

Noes - None.

Absent. Messrs Hamlin, Hunt, McCormick.- 3

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed

Signing of Enrolled Acts.

Mr President announced that he was about to sign Enrolled Act No. 6 House, "An act to amend and re-enact Section 1 of an act entitled "An act to encourage the destruction of predatory wild animals and for other purposes" approved March 1st 1890." Also Enrolled Act No. 7 House "An act appropriating funds for the payment of certain certificates of indebtedness and designating the manner in which such payments shall be made. And Mr President did, in the presence of the Senate, affix his official signature to each of the said Enrolled Acts.

On motion of Mr Russell the Senate adjourned -

J. Applewhite
Chief Clerk -

STATE OF WYOMING.

Twenty-sixth Day.

Senate Chamber
Cheyenne, Wyo. Feb. 10-1893.

The Senate met at 10 o'clock a.m.
Mr Chatterton Vice President in the chair.
Roll call.
Present—Messrs Chatterton, Fitch, ~~Hamlin~~, Holliday, Hunt, Kabis, Kime, Ludvigsen, McCormick, Merrill, Miller, Richards, Russell
Absent—Messrs Hamlin, Hoyt, Mr President.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.
On motion of Mr McCormick. Rule 35 of the Rules of the Senate, was suspended for the remainder of this day.

Notices of Bills.

The following notices of the introduction of bills were given:

Senate Chamber
Cheyenne Wyo. Feb 10-1893.

Mr Preident:

I hereby give notice that upon to-morrow or some subsequent day, I will introduce a bill for an act to prohibit persons or corporations from entering into any trust or combination to raise or regulate the price of food, fuel, or the necessaries of life.

W. A. Holliday.

Senate Chamber.
Cheyenne Wyo, Feb 10. 1893

Mr President:-

I will on to morrow, or some subsequent day, introduce a bill for an act providing for the sale of certain personal property under lien.

J. J. Hunt.

Senate Files on First Reading.

The following entitled bill was introduced, read first time ordered printed, and referred as indicated:-

S.F. No. 45, by Mr. Fitch, "A bill for an act rendering certain brands invalid and null, and regulating the revival of the same" Referred to Committee No. 1 on Stock Raising and Stock Laws.

Messages from the House

The following messages were received from the House:

House of Representatives
Cheyenne, Feb. 9, 1893

Hon. President of the Senate.

Sir:

I have the honor to inform your Honorable Body that the House has this day passed the following entitled bills:

H.B. No. 14, by Mr. Kingsbury. "An act to provide for the payment by the State of Wyoming of expenses incurred in criminal cases wherein there are twenty or more defendants where change of venue has been, or may hereafter be taken, upon the application of the defendants from the county where the alleged offence was committed, and making appropriation for the same"

Ayes 32 — Noes 1 — Absent 1.

H.B. No. 16 by Mr. Hinkle, "An act amending Sec. 2617, 2618, of the Statutes of Wyoming of 1887 relating to the taking of Depositions."

Ayes 28 — Noes 0 — Absent 5.

H.B. No. 20, by Mr. Colwell, "An act providing for the assessment of costs in misdemeanor cases."

Ayes 27 — Noes 2 — Absent 4.

H.B. No. 25 by Mr. Snider, a bill for an act to amend and re-enact section 135 of an act, entitled "An act defining crimes, regulating criminal procedure, and for other purposes," approved March 14, 1890, in such a manner as to permit but twelve peremptory challenges in capital cases, and in other felonies, eight peremptory challenges, and in misdemeanors, four peremptory challenges to jurors, whether there are one or more defendants on trial.

Ayes 20 — Noes 3 — Absent 6.

And House Bills Nos. 14, 16, 20 and 25 are herewith transmitted for your consideration and action.

Very Respectfully
A.D. Merritt
Chief Clerk
House of Representatives
Cheyenne Feb 9. 1893

Hon. President of the Senate.

Sir:-

I have the honor to inform your Honorable Body that the following entitled Bills were this day introduced in the House:

H.B. No 63. by Mr Hurd. "An act to amend and re-enact Sections 137 and 141 of an act concerning elections and for other purposes; Approved March 14. 1890.

H.B. No 74. by Mr Hurd. a bill for an act to repeal Chapter 33. of the Session Laws of 1890-91. approved Jan. 8th 1891.

H.B. No. 75. by Mr Dean. a bill for an act to amend Section 387 of the Revised Statutes of Wyoming, title, Tax levy for Road Purposes - Special Tax"

Very Respectfully
R. A. Hocker
Assistant Chief Clerk.

House Bills on First Reading.

The following entitled bills were read first time, and referred as indicated:-

H.B. No. 14, "A bill for act to provide for the payment by the State of Wyoming, of expenses incurred in criminal cases wherein there are twenty or more defendants, when change of venue has been or may hereafter be taken upon the application of the defendants from the county where the alleged offence was committed, and making appropriations for the same."

Referred to committee No. 2, on Finance, Expenditures, Ways and means.

H.B. No. 16. "A bill for an act amending Sections 2617 and 2618 of the Revised Statute of Wyoming of 1887, relating to the taking of depositions.

Referred to Committee No. 1, on Judiciary.

H.B. No. 20, "A bill for an act providing for the assessment of costs in misdemeanor cases"

Referred to Committee No. 1. on Judiciary

H.B. No 25, "A bill for an act to amend and re-enact Section 135 of an act, entitled, "An act defining crimes, regulating criminal procedure, and for other purposes", approved March 14 1890, in such manner as to permit but twelve peremptory challenges in capital cases, and in other felonies eight peremptory challenges, and in misdemeanor four peremptory challenges to juries, whether there are

one or more defendants on trial.

Referred to Committee No. 1 on Judiciary.

S. J. R. No. 4 "Providing for the employment of an additional clerk in each House" was read first time and referred to Committee No. 2 on Finance, Expenditures, Ways and Means.

Reports from Committees

The following reports were received:

Senate Chamber
Cheyenne Feb 10, 1893.

Mr. President:

Your Committee No. 5 on Immigration and Agriculture to whom was referred S. F. No. 39 some being for an act authorizing organization of associations to reduce the capital stock, when fully paid up to not less than one hundred per cent of such associations for the purpose of paying the necessary expense of keeping said plants in repair and for other purposes, report the same to the Senate with the recommendation that same do pass.

John McConnick.
Chairman.

Senate Chamber
Cheyenne Feb 10, 1893

Mr. President:

Your Committee No. 3 on Immigration and Public Lands, return herewith S. F. No. 33. "A bill concerning land titles" recommending that such bill do pass.

John McConnick.
Chairman.

Senate Chamber
Cheyenne Feb 9, 1893.

Mr. President:

Your Committee No. 8 on Corporations and Municipal laws having had under consideration S. F. No 38 "A bill for an act to repeal all of Chapter 40 Session laws of Wyoming passed by the Eleventh Legislature.

Assembly" beg leave to report recommending that it do pass for reason of said act proposed to be repealed having been adjudged unconstitutional

L. Wyatt.
Chairman
Yancy Clanton
Laramie Feb 11 1893

Mr. President:

Your Committee on Engrossment respectfully report the following entitled bill properly engrossed: "Bill for an act to amend and re-enact Section 1807 of the Revised Statutes of Wyoming in such manner as to provide for the presentation and audit of claims against counties and drawing of county warrants against designated county funds and upon depositaries per centum of the amount of taxes levied for the purpose of such funds and to repeal inconsistent laws."

Respectfully
H. Nethaway.
Chairman
Yancy Clanton
Laramie Feb 10. 1893

Hon. President of the Senate.

Sir:—

Your Committee on Education and Public Libraries to whom was referred H. F. No. 37 "a bill for an act to amend and re-enact Chapter 21 of the Session Laws of 1888 to regulate the practice of pharmacy, report the same herewith, recommending the following amendments: add a new section as follows:

"Sec. 2 That Section 5 of Chapter 21 of the Session Laws of 1888. be amended and re-enacted so as to read as follows:

Sec. 5. The said commission shall within thirty days after its appointment meet and organize by the election of a

president and secretary from its own number who shall be elected for the term of one year and shall perform the duties provided for the commission. It shall be the duty of the commission or any member thereof, to examine all applications for registration submitted in proper form; to grant certificates of registration to such persons as may be entitled to the same under the provisions of this act; to cause the prosecution of all persons violating its provisions; to report annually to the governor upon the condition of pharmacy in the territory which said report shall also furnish a record of the proceedings of said commission and the action of each member thereof for the year and also the names of all persons to duly registered under this act. The commission shall hold regular meetings for the examination of applicants for registration and the transaction of such other business as shall pertain to its duties, at least one in six months; Provided that any member of the commission may examine applicants for registration and grant certificates of registration to such persons as may be entitled to the same under the provisions of this act. Said commission shall have power to make by-laws for the proper fulfillment of its duties under this act, and shall keep a book of registration. ~~in which~~ in which shall be kept the names and places of business of all persons registered under the provisions of this act together with the date of registration, which book shall also specify such facts as said persons shall desire to satisfy their registration. Two members of said commission shall constitute a quorum.

Section Sec 2. as Sec 3 and renumber all the following sections accordingly.

Wherever the word "Board" ~~shall~~ appears the word "Commission" shall be substituted.

STATE OF WYOMING.

In Sec 3 line 12 after the word "annual" insert the word "room."

In Sec-2 line 16 strike out the word "five" and insert the word "two" also the number "500" and insert the number "200."

In Sec.-5 line 10 after the word "substitute" insert the words "as amended to be substituted."

In Sec-5 line 18 strike out the word "Commissioner" and insert the following: "said Commission or any member thereof."

Add Sec-6 as follows: "This act shall take effect and be in force from and after this passage."

And that said bill, after the incorporation of the above amendments do pass.

R. E. Fitch.
Chairman.

Senate Chamber
Cheyenne, Wyo. Feb 9 93

Mr. President:

Your Committee on Judiciary having had under consideration S. F. No 15. A bill for an act providing for the duties of Supervisors and District Assessors, the collection and compilation of census information etc. do instruct with transmit a substitute therefor and recommend that said substitute do pass.

C. C. Hamlin.
Chairman.

Senate Chamber
Cheyenne Wyo Feb 10 93.

Mr President:

Your Committee No. 19 on Printing respectfully report the following entitled bills reprinted:

Sub. for S. F. No 1 being for an act providing for the election of Asst Judges and jails in the several counties of Wyoming and the securing of funds for that purpose"

S. F. No 41 being for an act to afford University education to students of small [illegible]

at the expence of the State.

S. F. No 43. being for an act to prohibit gambling and gaming.

S. F. No 44. being for an act to amend and re-enact Sec 3 of Chapter 53 Laws of 1890 enacted by First Legislature relating to term of office of Clerk of District Court.

Respectfully
Geo. W. Post
Chairman.

Bills on Second Reading.

S. F. No 3 "A bill for an act entitled An act making it a felony to wilfully and maliciously cut, tap or make any connection with any telegraph or telephone line, wire or cable or lead or log by the use of telegraph or telephone instrument, or otherwise in any unauthorized manner any message from any telegraph or telephone line, wire or cable within this State, or to make unauthorized use of same and providing a penalty for a violation thereof." was read second time and ordered to a third reading.

S. F. No. 8. A bill for an act amending an act entitled "An act regulating voluntary assignments and for other purposes" approved March 13, 1890" as amended was read second time and ordered to a third reading.

H. R. No. 10. "A bill for an act to provide for the purchase of Volume Three, Wyoming Reports; appropriating money therefor and providing for the distribution thereof" was read second time and ordered to a third reading.

H. R. No 19. "A bill for an act providing for an allowance of good time, discharge money and clothing to State Convicts" was read second time and ordered to a third reading.

H. R. No 27. "A bill for an act to amend Sections 2 and 5 of Chapter 27 of the Session Laws of Wyoming of 1890-91 entitled "An act authorizing

cities and towns to construct, purchase, extend, maintain and regulate a system of Water works and to borrow money and issue coupon bonds for such purposes and regulate the issue and payment of said bonds and providing for the levy of a tax for the payment thereof" be passed January 6th 1897 as amended was read second time and ordered to a third reading.

S. F. No 2, "providing for the printing of 750 copies of the "Governors Message" as amended was read second time and ordered to a third reading.

S. F. No 3. Memorializing Congress for the admission of Utah, Arizona and New Mexico to the Union of States was read second time and ordered to a third reading.

S. F. No 5. To the Congress of the United States praying for the submission of a Constitutional Amendment providing that United States Senators shall be elected by a vote of the people" was read second time and ordered to a third reading.

Mr. Holliday moved that the rules be suspended for the purpose of reading House Files No's 3, 9, 19 and 27, S. F. No 2 and H. J. Memorials No's 3 and 5 third time and placing them on their final passage which motion prevailed by a unanimous vote.

Call of the Senate

Mr. Holliday moved a call of the Senate and said motion being duly seconded a call of the Senate was ordered.

The roll was called and Messrs Hamilton Kopp and Mr. President failed to respond to their names.

The doors of the Senate were closed and the Sergeant-at-Arms proceeded to find the absentees.

Mr Hunt announced that Mr. Hamblin was ill and moved that he Mr. Hamblin be excused which motion prevailed.

The Sergeant-at-Arms returned having in custody Mr. Hoyt.

On motion of Mr Curtis Mr Hoyt was excused

On motion of Mr Holliday further proceedings under the call of the Senate were dispensed with

Bills on Third Reading

The rules being suspended, S. F. No 3. A bill for an act entitled, An Act making it a felony to wilfully or maliciously cut, break, tap or make any connection with any telegraph or telephone line, wire or cable, or read or copy by use of telegraph or telephone instruments, or otherwise tap any unauthorized manner, any message from any telegraph or telephone line, wire or cable within this State, or make unauthorized use of the same and providing a penalty for a violation thereof," was read third time, put on its final passage and passed by the following vote:

Ayes—Mess. Chatterton, Fitch, Hamblin, Holliday Hoyt, Hunt, Kahrs, Kinne, Lyndrugen, McCormick, Merrill, Miller, Richards, Russell — 12.

Noes — None

Absent — Mr President — 1

And as the bill having received the affirmative votes of a majority of all the members elected to the Senate, the Vice President declared the bill passed.

S. F. No 5 "A bill for an act amending an act entitled "An act regulating assignments and for other purposes" approved March 13th, 1896" as amended was read third time, put on its final passage and passed by the following vote:

Ayes—Mess. Chatterton, Fitch, Hamblin, Holliday, Hoyt, Hunt, Kahrs, Kinne, Lyndrugen, McCormick

Merrill, Allen, Richards, Russell—14
Nye—None
Absent Mr. President—1
And so the bill having received the affirmative vote of a majority of all the members elected to the Senate the Vice President declared the bill passed.

S. F. No. 10, "A bill for an act to provide for the purchase of Glenrock Park, Wyoming Depot appropriating money therefor, and providing for the distribution thereof," was read third time put on its final passage and passed by the following vote.

Ayes—Messrs—Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kaiser, Kimball, Lindsey, McCormick, Merrill, Allen, Richards, Russell—14
Nays—None
Absent—Mr. President—1
And so the bill having received the affirmative vote of a majority of all the members elected to the Senate the Vice President declared the bill passed.

S. F. No. 27, "A bill for an act to amend Sections two and five of Chapter twenty-seven of the Session Laws of Wyoming of 1890-91, approved January 6th, 1891 entitled, "An act authorizing cities and towns to construct, purchase, extend, maintain, and regulate a system of water works and to issue bonds and issue orders therefor for such purposes and regulate the use and payment of such bonds and providing for the levy of a tax for the payment thereof," as amended was read third time, put on its final passage and passed by the following vote

Ayes—Messrs. Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kaiser, Kimball, Lindsey, McCormick, Merrill, Allen, Richards, Russell.—14
Nays—None
Absent—Mr. President—1
And so the bill having received the affirmative vote of a majority of all the members elected to the Senate—the Vice President declared the bill passed.

S.J.R. No. 2. Providing for the printing of 750 copies of the Governor's message" as amended, was read third time put on its final passage and passed by the following vote,

Yeas—Green—2 Hatton, Fitch, Hanson, Hodgson, Hoyt, Hunt, Kubis, Lyons, Sundergeon, McCormick, Merrill, Miller, Richards, Sweeney—14

Nos—None

Absent—Vice President—1

And as the resolution having received the affirmation votes of a majority of all the members elected to the Senate the Vice President declared the resolution passed.

S.J.M. No. 3. Memorializing Congress for the admission of Utah, Virginia and New Mexico to the Union of States" was read third time put on its final passage and passed by the following vote

Yeas—Green—2 Hatton, Hanson, Hodgson, Hoyt, Hunt, Kubis, Kinne, Sundergeon, McCormick, Miller, Richards, Sweeney—12.

Nos—Green, Fitch, Merrill.—2.

Absent—Vice President—1

And as the Memorial having received the affirmation votes of a majority of all the members elected to the Senate, the Vice President declared the Memorial passed.

S.J.M. No. 5. "To the Congress of the United States praying for the submission of a Constitutional amendment providing that United States Senators shall be elected by a vote of the people" was read third time put on its final passage and passed by the following vote:

Yeas—Green—2 Hatton, Fitch, Hanson, Hodgson, Hoyt, Hunt, Kubis, Kinne, Sundergeon, McCormick, Miller, Richards, Sweeney—13.

Nos—None

Absent—Merrill, Vice President—2.

And as the Memorial having received the affirmation vote of a majority of all the members elected to the Senate, the Vice President declared the Memorial passed.

Committee of the Whole.

On ~~the~~ motion of Mr. Kabis the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr. McCormick in the chair.

When the Committee of the Whole arose Mr President resumed the chair and the said Committee of the Whole reported as follows:

Mr. President:

Your Committee of the Whole having had under consideration bills on the general file beg leave to report same back to the Senate with the following recommendations:

That S. F. No 38 "A bill for an act to repeal Chapter 40 Session Laws of Wyoming passed by the Eleventh Legislative Assembly in reference to taxing Fire Insurance Companies for the support of Fire Departments" do pass.

That S. F. No 39 "A bill for an act allowing Irrigation Companies or Associations to assess the capital stock whether fully paid up or not, or the members or owners of such associations for the purpose of paying necessary expenses of keeping ditch and flumes in repair, and for other purposes." be recommitted to Committee No 5. for further consideration.

John McCormick
Chairman.

On motion of Mr. Holliday the report of the Committee of the Whole was adopted.

The hour of 12 o'clock meridian having arrived Mr. President announced that in pursuance of Sections 14 and 15. Title 2 Chapter 1. Revised Statutes of the United States for 1873 and 1874 and in accordance with the motion of yesterday it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action on the election of a Senator in Congress of the United States from the State of Wyoming for six years from the 4th day of March A.D. 1893.

The Senate thereupon proceeded to the Hall of the House of Representatives where the following proceedings were had:

Joint Session.

Hall of the House of Representatives
Cheyenne, Wyo. Feb. 10, 1893

At 12 o'clock noon this day the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House properly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873-4 and in accordance with the agreement of the Joint Session yesterday the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for the six years from the 4th day of March, A. D. 1893.

By direction of the Speaker of the House the Chief Clerk called the roll of the House.

Present—Messrs. — Abbott, Boyle, Baker, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Colwell, Dean, Deming, Dyer, Fenton, Finney, Hagen, Hagan, Kimball, Lubker, Lugg, Nedegh, Ringsdorf, Rickett, Russell, Snyder, Spencer, Stirling, Taylor, Towner, Wren, Wm. W. Speaker — 33.

Absent — None.

By direction of the President of the Senate the Chief Clerk then called the roll of the Senate.

Present — Messrs. Clarke, Corthell, Fisher, Hampshire, Hastings, Hoyt, Hunt, Kuhn, Lane, Lyndeson, McCormick, Mullen, Richards, Sweet, Wm. President — 15.

Absent — None

The President of the Senate announced that the roll call showed a quorum of both the Senate and the House to be present.

The Legislature then proceeded to vote for

a United States Senator by a viva voce vote of each
member present.

By direction of the Speaker of the House of
Representatives the Chief Clerk thereof called the roll
of the House for the nineteenth joint ballot for United
States Senator, with the following result,

Sixty-three members of the House of Representatives
voted.

Willis H. Vandeventer received 11 votes.
John C. Thompson received 9 votes.
Geo. T. Beck received 6 votes.
Geo. W. Ratliff received 2 votes.
Geo. Penn received 2 votes.
A. J. Ivy received 1 vote.
Isaac C. Wilder received 1 vote.
William Lamon received 1 vote.

Those who voted for Willis H Vandeventer were,—
Messrs— Voyles, Brooke, Hyke, Clark, Colwell,
Downey, Grunsky, Ingersoll, Kendall, Stevens, Towell—11
Those who voted for John C. Thompson were,—
Messrs— Bennett, Dean, Ingersoll, Martin, Reed,
Wingfield, Puckett, Snider, W. Stevens— 9
Those who voted for Geo. T. Beck were,
Messrs— Baker, Cummings, Chapman, Dyer, Fenton,
Hunt, — 6

Those who voted for Geo. W Ratliff were
Messrs— Beattie, Hinkle— 2
Those who voted for A. J. Ivy were:
Messrs— Allred, Kincaid — 2.
Wm. Hunt voted for A. J. Ivy —1.
Wm. Stirling voted for Isaac C. Wilder.—1.
Wm. Taylor voted for William Lamon—1.

By direction of the President of the Senate the
Chief Clerk thereof called the roll of the Senate for the nineteenth
joint ballot for United States Senator with the
following result:

Fifteen Senators voted
Willis H. Vandeventer received 8 votes
Geo. T. Beck received 2 votes
John C. Thompson received 2 votes
W. L. Penn received 1 vote

Isaac L. Miller received 1 vote.
Geo W Watts received 1 vote.
Those who voted for Willis W Vandeventer were:
Messrs- Chatterton, Fitch, Hamblin, Snedaigen, Arnold, Richards, Sneed, Mr President - 8.
Those who voted for Geo. T Peck were:
Messrs- Hoyt, McCormick - 2.
Those who voted for John C. Thompson were:
Messrs- Hunt, Kabis - 2.
Mr Wylder voted for N. L. Ham - 1.
Mr Holliday voted for Isaac L. Miller - 1.
Mr Irvine voted for Geo. W Watts - 1.
Then upon the President of the Senate announced the result of the twentieth joint ballot for United States Senator as follows:
Forty-eight Senators and Representatives had voted, twenty-five votes being necessary for a choice.
Willis W Vandeventer received in all 19 votes.
John C Thompson received in all 11 votes.
Geo. T Peck received in all 8 votes.
Geo W Watts received in all 3 votes.
N. L. Ham received in all 3 votes.
Isaac L. Miller received in all 2 votes.
T. T. Lyon received in all 1 votes.
William Hunt received in all 1 votes.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot the President of the Senate declared that the Legislature had on the twentieth joint ballot failed to choose a United States Senator from the State of Wyoming.
Senator Chatterton moved that the joint session do now adjourn until to-morrow at 12 o'clock noon, which motion prevailed.
Whereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber

At 12:25 o'clock P.M. the Senate reassembled in the Senate Chamber, Pres't. President in the chair.

STATE OF WYOMING.

On motion of Mr Babis the Senate stood in recess until 3 o'clock p.m.

After-noon Session

The Senate reconvened at 3 o'clock p.m. Pro President in the chair

Pro President announced the next business the special order came being the matter of the adoption of Brent Scott to the seat in this Senate formerly occupied by John A Riddle and the report of the Committee on Elections thereon.

Mr. Hamlin moved that the said matter remain a special order for Wednesday next at 3 o'clock p.m.

Mr. Babis moved to amend by substituting Monday for Wednesday which motion to amend was lost.

Mr. Babis moved to amend by making the said matter the special order for Tuesday next at 3 o'clock p.m. unless otherwise ordered by the Senate which motion prevailed and it was so ordered.

By unanimous consent the Senate returned to the regular order of Business.

Senate Files on First Reading.

The following entitled bill was read first time ordered printed and referred as indicated.

Substitute for S. F. No 15. by Committee No 1

"A bill for an act providing for the collection and completion of census information."

Referred to Committee No 1. on County affairs and County Boundaries.

Reports from Committees

The following report was received.

Senate Chamber
Cheyenne Feb 11 1893

Mr President:

Your Committee No 2 on Finance Expenditures ways and means having had under consideration S F No 4 providing for the employment of an additional clerk in each house report the same back with the recommendation that it do pass.

J. Chatterton.
Chairman,
Senate Chamber
Cheyenne Feb 10, 1893

Hon President of the Senate:

Your Committee No 3 on Education and Public Libraries to whom was referred S F No 9 and the substitute therefor beg leave to report same back with the recommendation that the substitute do pass amended as follows:

Insert a new section as follows:

Sec 3. In the event of any building and loan associations or mutual building associations doing business in this state becoming insolvent, the note or notes given as a certificate of indebtedness to any such association as well as the Mortgage or Mortgages given to secure the payment of any indebtedness to any such association shall be cancelled paid in full when the person their lawful heirs or assigns so indebted to any such associations shall have paid to any such association the monthly dues (agreed upon at the time of making the loan) to the full amount of the indebtedness less the premium paid. Provided that the interest on such loan shall have been paid as provided in the by-laws of the associations until the note or notes be paid as aforesaid"

"Also insert a new section as follows:

Sec. 4. Every mortgage or trust deed given in this state to secure the payment of any indebtedness to any such associations contracted after this act shall take effect shall contain the foregoing section which shall become and be a part of the contract between the Mortgagor and the Mortgagee.

their heirs and assigns; "Provided that this act shall not be construed to invalidate any contract entered into that may be entered into before this act shall take effect, and be in force"

Renumber Sections 2, 4, 5, and 6 of said bill so as to make them sections 5, 6, 7, and 8 respectively.

R. L. Fitch
Chairman.

Committee of the Whole.

On motion of Mr Hicks the Senate resolved itself into a committee of the Whole for the consideration of the general file.

Mr. Hoyt in the chair. Upon arising the Committee of the Whole submitted the following report:

Mr. President:

Your Committee of the Whole having had under consideration the general file beg leave to report same back to the Senate with the following recommendations:

That S. F. No 33 "A bill for an act concerning land titles" be amended as follows:

Strike out section 5, and insert the following: "Sec 5. It shall be the duty of the County Prosecuting Attorney of each county upon and at the request of the applicant to examine titles and give legal advice to the applicant relative to such title."

Amend Sec 17, line 2, by striking out the words "at least two examiners," and inserting the County and Prosecuting Attorney.

Amend Sec 19 line 3, by striking out the word "not" and substituting therefor the word "with"

In Sec 21 insert the word "of" at the beginning of line 2 immediately before the word "the."

And that said S. F. No 33 as thus amended do pass.

That S. F. No 4. Providing for the employment of an additional clerk in each House do pass.

That S. F. No 37 A bill for an act to amend and reenact Chapter 21 of the Session laws of Wyoming of 1888. to regulate the practice of pharmacy be amended by inserting a new section as recommended by Committee No 3. on Education and Public Libraries and that said bill be then amended as recommended by said Committee No 3 and as thus amended that said bill do pass

Geo W. Hoyt
Chairman.

On motion of Mr Kabis the report of the Committee of the Whole was adopted and the Senate files Nos 33 and 37 amended in accordance with the recommendations therein contained.

Mr Kabis moved that the rules be suspended for the purpose of reading S. F No 33 and S. F. No 4. second and third time and placing them on their final passage which motion prevailed by a unanimous vote.

Bills on Third Reading.

S. F. No 33 "A bill for an act concerning land titles" as amended was read second and third time put on its final passage and passed by the following vote.

Ayes – Messrs – Chatterton, Fitch, Hamlin, Hibbing, Hoyt, Hunt, Kabis, Kime, Lindsay, Merrill, Richards / Mr. President – 12

Noes – None

Absent – Messrs McCormick, Miller, Snell – 3

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

S. C. F. No. 4. Providing for the employment of an additional clerk in each House was read second and third time put on its final passage and passed by the following vote

Ayes – Messrs. Chatterton, Fitch, Hamlin,

Holliday, Hoyt, Hunt, Kabis, Kline, Lundgren, McDonald, Mead, Richards, Mr President — 13.

Nay — None.

Absent — Messrs. Miller, Sneed — 2.

And so the resolution having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the resolution passed.

By unanimous consent the following notice of the introduction of a bill was given:

Senate Chamber
Cheyenne Feb 10th 93.

Mr President:

I will on to-morrow or some subsequent day introduce a bill for an act concerning the advertisement, and leasing or sale of the public lands of the State."

D. F. Richards.

Messages from the House.

The following message was received from the House.

House of Representatives.

Cheyenne Feb 10, 1893

To
The Honorable President of the Senate.

Sir; I have the honor to inform your Honorable body that the following bills have been introduced into this House this day, viz:

H. R. No 76. By Mr Riddell. A bill for an act to constitute a Board of Railroad Commissioners to fix and regulate freight and passenger rates, to be known as Railroad Commissioners of Wyoming, and to prevent discrimination therein, and to prescribe the powers and duties of such Board.

H. R. No 77. By Mr Finley. A bill for an act to provide for the designation of State depositories and to regulate the rate of interest on public moneys deposited therein.

H. R. No 78, by Mr. Brown. A bill for an act concerning the temporary deposition of surplus moneys in the hands of County Treasurers collected for the purpose of paying interest upon school district bonds and providing for the investment thereof.

Also House Resolution No 3 by Mr. Harper, memorializing Congress against the passage of the Wolcott Land Bill.

Very Respectfully
A. D. Hewett
Chief Clerk.

House of Representatives.

Cheyenne Feb. 11. 1893.

Hon. President of the Senate:

Sir: I have the honor to inform your Honorable Body that the House has this day concurred in Senate amendments to H. R. No 8 - H. R. No 27 and H. J. R. - No 2.

Very Respectfully
A. D. Hewett
Chief Clerk.

House of Representatives.

Cheyenne, Feb 11. 1893.

Hon. President of the Senate.

Sir.

I have the honor to inform your Honorable Body that the following entitled bill was this day introduced in the House. Substitute for House bill No 39. by Committee No 2 A bill for an act to provide for the investment of the permanent funds arising from the sale of state lands and for the distribution of the income accrued from such investment, and from the leasing of state lands

Very Respectfully
H. W. Locke.
Asst. Chief Clerk.

House of Representatives

Cheyenne. Feb 11. 1893.

Hon. President of the Senate.

Sir.

STATE OF WYOMING.

I have the honor to inform you Gentlemen both that the following entitled Memorial was this day introduced in the House.

House Joint Memorial No 11 By Mr Hopkins A joint Memorial requesting Congressional Legislation furnishing Indians for killing game and violating game laws while off their Reservation, & making them amenable to State legislation for infraction of game laws.

Very Respectfully
S. N. Stockton
Asst. Chief Clerk.

Communication from the Governor.

The following Communication was received from the Governor.

State of Wyoming.
Executive Department.
Cheyenne Wyo. February 16th 1893.

Hon. F. W. Mondell.
President of the Senate.
Sir:—

I have the honor to inform you that I have this day approved the following Enrolled Act No 1 Senate. "An Act to amend Section 5 of Chapter 16 of an act providing for probate Jurisdiction and procedure and prescribing the duties of courts and officers in connection therewith approved Jany 18, 1890."

—And—

"Enrolled Act No 2 Senate" "An Act to permit employees of corporations, companies or individuals and other persons temporarily as candidates at any election in their rights as citizens.

—And—

"Enrolled Act No 3 Senate" "An Act providing for the issuing of refunding bonds in School districts.

Very Respectfully
John E. Osborne.
Governor.

SENATE JOURNAL,

On motion of Mr Babis the Senate adjourned.

J. Hodgkinson
Chief Clerk.

Twenty-seventh Day.

Senate Chamber.
Cheyenne Wyo. Feb 11. 1893

The Senate convened at 10 o'clock am. Mr Chatterton Vice President in the Chair.

Roll call.

Present – Jones, Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kadis, Kent, Kingsbury, McCormick, Merrill, Millin, Richards, Sweet, Mr. President

Absent – None.

Prayer by the Chaplain.

The journal of the proceedings of yesterday was read and approved.

Messages from the House.

The following messages were received from the House=

House of Representatives.

Cheyenne Feb 11, 1893.

Hon. President of the Senate.

Sir: I have the honor to inform your honorable body, that the following entitled bills were this day passed the House. Senate file No 17. By Mr Hamlin. A bill for an act to repeal section 1 of Chapter 43 of the Session Laws of Wyoming, passed by the Sixth Legislature relative to the incorporation of towns and to revive and continue in full force and effect section 16 of the Revised Statutes of Wyoming. Approved Feb 29. 1890. Chapter 1.

S. F. No 12 By Mr Small. A bill for an act providing for the levying and collecting a tax of three fourths of one mill for the year 1892 for the erection, superintendence, management and conduct of a Mining Hospital at the town of Rock Springs in the County of Sweetwater, and State of Wyoming, to provide sustenance, care and medical attention for miners and others who shall become disabled or incapacitated within this State and who and who shall be in need of such sustenance, care or medical or surgical attention. Chap 26. Laws 5. Extra 2.

S. F. No 22. By Mr Hamlin. An act fixing

State Senatorial and Representative Districts and determining the Legislative representation thereof."

Sec. 32. Vol. 1. Page

S. F. No. 42 by Mr. Ennis. A bill for an act prescribing the age at which blind and deaf children may be admitted as pupils in the Blind and Deaf and Dumb Asylums at State Cheyenne.

Sec. 31, Title 1, Vol. 2

S. F. No. 52 by Mr. Downey. A bill for an act to regulate the practice of dentistry in Wyoming

Sec. 27 Title 4, Vol. 2.

S. F. No. 54 by Mr. Jones. A bill for an act to provide for the exchange of the lands of this State for the lands of other States and the United States and that land so secured in exchange for the lands of this State shall be deposited in the State Treasury. Sec. 32 Title 9. Vol. 1.

S. F. No. 14 by Mr. Harris. An act providing for the completion and repair of the State Penitentiary Building at Rawlins Wyoming."

Sec. 32. Title 1. Vol. 1.

And said House File No. 17 is herewith respectfully returned and said House Files Nos. 2, 5, 22, 42, 52, 54 and 4 are herewith respectfully transmitted for your consideration and action.

Very Respectfully.
E. D. Monfort
Chief Clerk.

House of Representatives
Cheyenne Feby. 16, 1913.

Hon. President of the Senate.

Sir:— I have the honor to inform you that the following entitled Bill was this day introduced in the House:

S. F. No. 79 by Mr. Downey for an act to prohibit Combinations for the Creation of Monopolies and preventing Competition in the Necessaries of life.

Very Respectfully
E. D. Monfort
Chief Clerk.

Notice of Bills.

STATE OF WYOMING.

The following notice of the introduction of a bill was given:

Senate Chamber
Cheyenne, Feb 11th 1893

Mr President:

I will on to-morrow or some subsequent day introduce a bill for an act providing for the restraining of the County Commissioners from issuing licenses for the sale of malt, spirituous or vinous liquors on petition of a majority of the free holders in any precinct in the State.

W. F. Richards.

Senate Files on First Reading.

The following entitled bills were severally read first time, and ordered printed and referred as indicated: S. F. No 51, by Mr Richards, for an act providing the apprehension of fugitives from the State in case of the refusal or delay thereof providing for the appointment of agents to assist the State Board of Land Commissioners in the making and executing leases of State lands and enacting sales thereof and defraying expenses to pay the pendiem and expenses of such agents or agencies.

Referred to Committee No. 3 on Immigration and Public Lands.

S. F. No 47, by Mr Holliday. A bill for an act to protect stock and owners against unlawful detainer and conversion.

Referred to Committee No 2 on Internal improvements and Public Highways.

S. F. No 48 by Mr Hunt (by request). A bill for an act providing for the sale of certain personal property under writ.

Referred to Committee No 1. on Judiciary.

House Bills on First Reading.

The following entitled bills were severally read first

time and referred as indicated:

S.F. No. 1 A bill for an act providing for the completion and repair of the State Penitentiary building at Rawlins, Wyoming.

Referred to Committee No 2 on Finance, Expenditures Ways and Means.

S.F. No 12. A bill for an act providing for the levying and collecting a tax of three fourths of a mill for the year 1893 and one fourth of a mill for the year 1894 for the ensuing biennium, to manage-ment and conduct the mines belonging to the State of Wyoming; to provide sustenance, and medical and surgical attention for miners and that no shall be employed in mines situated within this State and who shall be in need of such sustenance and or medical and surgical attention.

Referred to Committee No 2. on Finance, Expenditures Ways and Means.

S.F. No 22. A bill for an act giving state aid and representation to the legislature of Wyoming Territory.

Referred to Committee No 2 on legislative department.

S.F. No 42. A bill for an act providing the age at which deaf and dumb children may be admitted as pupils in the Deaf, and Dumb Asylum as State Charges.

Referred to Committee No 3 on Education and Public Libraries.

S.F. No 52. A bill for an act to regulate the practice of dentistry in Wyoming.

Referred to Committee No 6 on Sanitary Affairs.

S.F. No 54. A bill for an act to provide for the exchange of the bonds of this State for the bonds of other States and the Counties and for the deposit of bonds received in exchange in the State Treasury.

Referred to Committee No 3 on Education and Public Libraries.

STATE OF WYOMING.

Reports from Committees.

The following reports were received,

Senate Chamber
Cheyenne Feb. 11. 1893

Hon. President of the Senate:

Your Committee No 4 on
Federal Relations Indian and Military affairs to
whom was referred S.F. No 42. relating to the State
Militia, beg leave to report back with the
recommendation that it do pass.

L. Riggs
Chairman.

Senate Chamber
Cheyenne Feb. 11. 1893

Mr President

Your Committee No 19 on Printing
report the following bills printed.

S.F. No 42 for an act providing for
the organization of a State Militia etc.

S.F. No 45 for an act declaring certain
bonds invalid and null and regulating the
issue & payment thereof.

S.F. No 3 Proposing the submission to
the Constitutional amendments to the people of
Wyoming.

Wm. M. Bright,
Chairman.

Bills on Second Reading.

S.F. No 38 "A bill for an act to repeal all of Chapter
40 of the Session Laws of Wyoming passed by
the Seventh Legislature relating in part to
taxing fire insurance companies for the support
of the departments" was read second time and
ordered engrossed for a third reading.

S.F. No 37 "A bill for an act to amend and
re-enact Chapter 21 of the Session Laws of 1881
to regulate the practice of pharmacy" as amended
was read second time,

On motion duly made and seconded said bill was

adding thereto a new section as follows: "Sec. 6. That this act shall not be construed to apply to any person of the State of Wyoming who shall have in in good faith complied with the provisions of Chapter 2 of the Session Laws of 1888 and who has remained in bona fide continuously within the State of Wyoming, and such compliance as to in any manner require any such person to again pay fee or take examination." which motion prevailed and said bill was so amended and as amended was ordered engrossed for a third reading.

Bills on Third Reading.

S. F. No 35 A bill for an act to amend and re-enact section 1807 of the Revised Statutes of Wyoming in such manner as to provide for the presentation and audit of claims against a County and the drawing of County warrants against duly designated county funds and upon eighty per centum of the amount of taxes levied for the purposes of such funds and to repeal inconsistent laws. As amended, was read third time put on its final passage and passed by the following vote,

Ayes.-Messrs. Chatterton, Fitch, Rawlins, Holliday, Supt. Babb, Sims, Harrington, McCormick, Miller, Richards, Russell—12

Noes.-None

Absent—Messrs. Supt. Merrill, Mr President—3.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate the Vice President declared the bill passed.

Committee of the Whole.

On motion of Mr. Russell the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr. Russell in the chair. Upon arising the Committee of the Whole submitted the following report.

Mr. President.

Your committee of the Whole

having had under consideration bills on the general file beg leave to report same back to the Senate with the following recommendations:

That S.F. No 42 bill for an act providing for the organization of a State Militia, to be known as the Wyoming National Guard, be amended as follows:

In section 30 line 2 strike out the word "master" and insert 3 strike out the words "the master with his apprentice."

Insert a new section as follows:

Sec 42. For the use of all monies of any contingent fund provided in this act the same shall be paid only upon duly attested itemized statements of the same made by the proper officer."

Renumber sections 42 and 43 as sections 43 and 44 respectively.

And that said bill as thus amended do pass.

John A Lyncall.
Chairman.

On motion of Mr Labor the report of the Committee of the Whole was adopted and said S. F. No 42 was amended was amended in accordance with the recommendations therein contained.

Mr. President assumed the chair.

Message from the House.

The following message was received from the House of Representatives.

Cheyenne, Feby 11" 1893

Hon. President of the Senate:

Sir: I have the honor to inform your honorable body that following entitled bills on yesterday passed the House which on account of notice of a motion to reconsider was held, said notice having now been withdrawn.

H. B. No 5, Being Mr Taylor. An act to appropriate $32,000 for the purchase of a site for and the erection of an Agricultural College building at Laramie. (Pro 20 Nos 12. Absent 1.

And said H.B. No 5 is herewith transmitted for your consideration and action.

H. D Smith. Chief Clerk

The hour of twelve o'clock meridian having arrived the President announced that in pursuance of Sections 14 and 15 Title 2, Chapter 1, Revised Statutes of the United States for 1873 and 1874 and in accordance with the motion of yesterday it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for the six years from the 4th day of March A. D. 1893.

The Senate thereupon proceeded to the Hall of the House of Representatives where the following proceedings were had:—

Joint Session.

Hall of the House of Representatives
Cheyenne Wyo. Feb. 1, 1893

At 12 o'clock meridian this day the Senate and House of Representatives of the Legislature of the State of Wyoming assembled in Joint Session.

The President of the Senate and the Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15 Title 2, Chapter 1, Revised Statutes of the United States for 1873-4 and in accordance with the adjournment of the Joint Session yesterday the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for the six years from the 4th day of March A. D. 1893.

The Secretary of the Senate ~~Chief Clerk thereof~~ called the roll of the House.

Present—Messrs. Allyn, Ayers, Baker, Battle, Bunnell, Booker, Brundage, Burke, Chapman, Chatterton, Coffeen, Corthell, Dean, Dorsey, Fitzgerald, Fowler, Gurney, Hagger, Hagan, Hazlett, Hewett, Hord, Hudson, Kingsbury, Pickett, Powell, Reilly, Spriggs, Stirling, Taylor, Trostle, Wilson, Wood, Mr. Speaker—33.

Absent None.

The nominations of the President of the Senate the Chief Clerk thereof called the roll of the Senate.

STATE OF WYOMING.

Present - Messrs - Chittenden, Fitch, Langdon, Phillips, Post, Scott, Tobin, Vaus, Worthington, McCormick, Monk, Nolan, Richards, Russell, Mr. President - 15

Absent - None

The President of the Senate announced that the roll call showed a quorum of both the Senate and the House to be present.

The Legislative Assembly proceeded to vote for a United States Senator by a viva voce vote of each house present.

Thereupon the Speaker of the House of Representatives called the Clerk to call the roll of the House for the twentieth joint ballot for United States Senator with the following result.

Forty-two members of the House of Representatives voted.

F. E. Robinson received 12
A. C. Campbell received 10
J. M. Carey received 6
Wm. H. Clark received 3
Wm. J. Post received 1
William Kennedy received 1

Those who voted for F. E. Robinson were:-
Messrs - Ayres, Hayes, Hyde, Clark, Colwell, Brown, Andrews, Logan, Smith, Sudduth, Spence, Ward - 12

Those who voted for A. C. Campbell were:-
Messrs - Dean, Dyer, Emery, Ford, Higginbotham, Pickett, Price, Stubbs, Wood, Mr. Speaker, - 10

Those who voted for J. M. Carey were:-
Messrs. Baker, Bennett, Chapman, Parker, Smith, Tynan - 6.

Those who voted for Wm. H. Clark were:-
Messrs Black, Hartt, Russell - 3
Mr. Kennedy voted for Wm. J. Post. - 1 -
Mr. Taylor voted for William Kennedy. - 1 -

Whereupon the President of the Senate declared the twentieth joint ballot for United States Senator with the following result:

Fifteen Senators voted.

A. D. Robinson received 10 votes.
A. L. Thompson received 2 votes.
Wm. H. Hatten received 2 votes.
A. Holmes received 1 vote.
Those who voted for A. D. Robinson were:—
Myers—A. Robinson, Fitch, Hopkins, Hoyt, Snodgrass, McCormick, Merrill, Richards, Rizer, Wm. President—10
Those who voted for A. L. Thompson were:—
Myers—Hoyt, Sabin—2
Those who voted for Wm. H. Hatten were:—
Myers—Finn, Miller—2
Wm. Holliday voted for A. A. Horne—1
Whereupon the President of the Senate announced the result of the thirtieth joint ballot, as follows:
Forty-eight Senators and Representatives had voted, Twenty-five votes being necessary to choice,
A. D. Robinson received in all 22 votes
A. L. Thompson received in all 12 votes
A. Holmes received in all 7 votes
Wm. H. Hatten received in all 6 votes
Wm. H. Finch received in all 1 votes
William Ramsay received in all 1 vote
And it appearing that no one person had received a majority of the total votes cast in the foregoing ballot the President of the Senate declared that the Legislature had on the thirtieth joint ballot failed to choose a United States Senator from the State of Wyoming.

Representative Merrill moved that the joint session do now adjourn to meet again on Monday Feby 13th 1893 at 12 o'clock noon, which motion prevailed.

Whereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber.

Pursuant to 12:15 o'clock p.m. the Senate reconvened in the Senate Chamber. Wm. President in the chair.

Message from the House.

The following message was received from the

STATE OF WYOMING.

House:

House of Representatives,
Cheyenne Feby. 11, 1893.

To The Honorable President of the Senate:

Sir: I have the honor to inform your Honorable body that the following bills have been introduced into this House this day, viz

H. F. No 80. by Mr Hunt. A bill for an act providing what persons shall be qualified electors.

H. F. No 81 by Mr Hunt. A bill for an act Regulate the official bond of State officers.

H. F. No 82 by Mr. Simpson. A bill for an act to provide for the equable use and occupancy of the public domain with-in the state of Wyoming by all individuals thereof.

H. F. No 83 by Mr Sears. A bill for an act to amend and re-enact section 15 of Chapter 49 of the session laws of the State of Wyoming.

Very Respectfully
E. D. Hunt
Chief Clerk.

On motion of Mr McConnick the Senate stood in recess until 3 o'clock p.m.

After-noon Session.

The Senate reassembled at 3 o'clock p.m. Pro. President in the Chair.

By general consent the Senate returned to the eighth order of business.

Bills on First Reading.

The following entitled bill was read first time and referred as indicated.

H. F. No 5. A bill for an act to appropriate $32,100 for the purchase of a site for an erection of an Agricultural College building at Laramie.

Referred to Committee No 4 on Public Buildings and Institutions.

SENATE JOURNAL,

Reports from Committees.

The following reports were received.

Senate Chamber
Cheyenne, Wyo. Feb 11 93

Mr. President:

Your Committee on Enrollment begleave to report that H.F. No 17 entitled, "An Act to amend Section 4 of Chapter 43 of the Session Laws of Wyoming passed by the tenth Legislature Assembly in pursuance to the incorporation of Evanston to work and continue in full force and effect Section 4 of the Revised Statutes of Wyoming, same having been read and compared, has been duly and regularly enrolled.

C. L. Hamblin,
Chairman,
Senate Chamber.
Cheyenne, Feb. 11, 1893

Hon. President of the Senate:

Your Committee on Stock-raising and Stock laws Returns herewith H. F. No 26 for an Act entitled "An Act providing certain bonds of livestock etc, with favorable recommendations.

R. E. Fitch
Chairman.
Senate Chamber.
Cheyenne, Feb 11, 1893

Mr President:

Your Committee No 1 on Printing respectfully report the following bill printed as amended. H. F. No 30 for an Act to regulate the sale and disposal of lands donated for educational purposes to the State of Wyoming by the United States when such lands are within limits of incorporated cities & towns.

Geo. Hoyt.
Chairman.
Senate Chamber
Cheyenne, Feb 11, 1893.

Mr President;

Your Committee No 5 on Irrigation

and Corporations to whom was referred S. F. No 39 relating to Irrigation Companies report the same back to the Senate amended as follows: Strike out the word "Members" in section 1911 and insert in lieu of the same the word "Stock."

John McDonnell.
Chairman.

Mr President announced that he was about to sign Enrolled Act No 8 House "An Act making it a felony to wilfully and maliciously cut, break, tap or make any connection with any telegraph or telephone line, wire or cable, or to read or copy by the use of any telegraph or telephone instrument or other device any message from any telegraph or telephone line, wire or cable within the state or to make unauthorized use of same and providing a penalty for a violation thereof." Also E. E. No 9 House "An Act to provide for the purchase of Volume One, Wyoming Reports, and providing for the distribution thereof." Also E. E. No 10, House. "An Act providing for an allowance of good time, discharge money and clothing to State Convicts." Also E. E. No 11, House "An Act amending an act entitled, "An Act regulating voluntary assignments and for other purposes" approved March 13, 1891." Also E. E. No 12, House. "An Act to amend Sections 2 and 5 of Chapter 27 of the Session Laws of Wyoming of 1890-91 entitled "An Act authorizing cities and towns to construct, purchase, extend, maintain and regulate a system of Water Works and to borrow money and issue orders or bonds for such purposes, and regulating the issue and payment of said bonds, and providing for the levy of a tax for the payment thereof." approved January 10, 1891." Also E. E. R. No 1, House, "Providing for the printing of 750 copies of the Governors message." Also E. E. R. No 2, House. "Memorializing Congress for the admission of Utah, Wyoming and New Mexico to the Union of States" Also E. J. R. No 3. House "Praying for the submission of a constitutional amendment providing that United States Senators shall be elected by a vote of the people." And the Pres-

Also, E. J. R. No 2, House, "Providing for the employment of an additional Clerk in each House."

did in the presence of the Senate affix his official signature to each of said Enrolled Acts, Enrolled Joint Resolutions and Enrolled Joint Memorials.

Committee of the Whole.

On motion of Mr. Fitch the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr Hoyt in the chair.

Upon rising the Committee of the Whole submitted the following report:

Mr President:

Your Committee of the Whole having had under consideration bills on the general file begleave to report same back to the Senate with the following recommendations,

That S. F. No. 1 "A bill for an act regulating the admission and conduct of building and loan associations within the State of Wyoming," be amended as recommended by the Committee on Education and Public Libraries and as thus amended, that said bill S. F. No. 1 do pass.

That S. F. No. 11 "A bill for an act to amend and re-enact Chapter 86, Session Laws of Wyoming 1891, entitled "An Act regulating the admission and conduct of building and loan associations doing business within the State of Wyoming" be laid on the table.

That S. F. No 45 "A bill for an act entitled certain bonds issued and sold and regulating the issue of the same" do pass.

That S. F. No 39 "A bill for an act allowing irrigation companies or associations to acquire the capital stock, whether fully paid up or not, of the members in bonds of such associations for the purpose of paying the necessary expenses of keeping ditch and flumes in repair and for other purposes," be amended as recommended by Committee No 3, and that it do pass as thus amended.

Wm W Hoyt
Chairman.

On motion of Mr Fitch the report of the Committee of the Whole was adopted, and said bill S. F. No 39 was amended in accordance with the recommendations therein contained, and said S. F. No 39 was laid on the table.

Mr Fitch moved that the rules be suspended for the purpose of reading S. F No 45, second and third times and placing it on its final passage, which motion prevailed by a unanimous vote.

S. F. No 45, "A bill for an act enabling certain named persons and all, and repealing the general law same." was read second and third time put on its final passage and passed by the following vote.

Yeas—Messrs. Fitch, Hamlin, Holliday, Hoyt, Hunt, Kutz, King, Lindergren, Morrill, McKinstry, Nye—Post

Nays—Messrs. Chatterton, McCormick, Miller, Richards, Spriggs—5.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, the President declared the bill passed.

Rules on Second Reading.

S. F. No 30 "A bill for an act to regulate the sale and disposal of lands donated for educational purposes to the State of Wyoming by the United States of America when such lands are within the limits of incorporated cities and towns" as amended was read second time and ordered engrossed for third reading.

On motion to amend the following entitled bill was introduced read first time, ordered printed and referred as indicated;

S. F. No 49. by Mr Hamlin "A bill for an act to provide seals for the District Courts of the State."

Referred to Committee No 1 on Judiciary.

Notice of Bills.

By unanimous consent the following notices of the introduction of bills were given:

Senate Chamber
Cheyenne Feb 4, 1893

Mr President

I desire to give notice that on to-morrow or some subsequent day, I shall introduce a bill for an act to repeal sec 12 of an act entitled "An act to provide for the organization, management and control of Banks, banking institutions, savings banks and loan and trust companies" Approved March 7th 1888.

W. Myrick.

Senate Chamber
Cheyenne Feb 4, 1893.

Mr President:

I hereby give notice that I will on Monday next introduce a bill for an act providing penalties and punishments for the violation of sec 43, Art. 3 of the State Constitution.

W. H. Holliday.

Senate Chamber
Cheyenne Feby. 4. 1893.

Mr President:

Sir.

I hereby give notice that on to-morrow or some subsequent day I will introduce a bill to repeal and re-enact Section 1 of Chapter 55 of the Session Laws of 1890 and 1891 regarding Salaries.

Geo W. Hoyt.

Mr President announced that he was about to sign Enrolled Act No 4, Senate "An act to repeal Section 4 of Chapter 43 of the Session Laws of Wyoming passed by the tenth Legislative Assembly in refference to the Incorporation of towns, and to revive and continue in full force and effect Sections 464 of the Revised Statute of Wyoming" and did in the presence of the Senate, affix his official signature to said E.A. No 4, Senate

The following journal report was received

Senate Chamber
Cheyenne Feby 11, '93

Mr President:

Your committee on engrossment respectfully report the following bill properly engrossed;

S. F. No. 30, "A bill for an act to regulate the sale and disposal of lands donated for educational purposes to the State of Wyoming by the United States of America when such lands are within the limits of incorporated cities and towns."

F Chatburn
Chairman.

Mr Richmond that the rule be suspended for the purpose of reading S. F. No 30 this time by title and placing it on its final passage which motion prevailed by a unanimous vote.

S. F. No. 30, "A bill for an act to regulate sale and disposal of lands donated for educational purposes to the State of Wyoming by the United States of America when such lands are within the limits of incorporated cities and towns." as amended was read third time by title put on its final passage and passed by the following vote.

Yeas — Mess. Chatburn, Fitch, Hinkle, Hinds, Hoyt, Hunt, Kelly, Kinnie, Lindergen, McComish, Merrill, Richards, Mr President — 13.

Nays — None.

Absent — Mess. Miller, Powell — 2.

And the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

Reports from Committees.

By unanimous consent the following reports were received;

Senate Chamber
Cheyenne Feb 11, 1893

Mr President:

Your Committee on Education and Public Lands to which was referred H. F. No 41 for an act to afford a university education to students of small means at the expense of the State," recommending that it do pass

H. E. Fitch
Chairman.

Senate, Feb 11, 1893.

Mr President:

Your Committee No 2 on Enrolled Expenditures, Ways and Means, to whom was referred No 154 and 12 respectively, "A bill for an act providing for the completion and furnishing of the State Institution for Feeble Minded Youths" and "A bill for an act providing for the erection of a Miners Hospital at Rock Springs Wyo" report same back with the recommendation that they do pass.

F. C Chatterton
Chairman.

Message from the House.

The following message was received from the House of Representatives

Cheyenne Feb. 11. 1893.

Hon. President of the Senate:

Sir:

I have the honor to inform Your Honorable Body that the following entitled bill was this day introduced in the House.

H. R. No 84 Ry Committee No 3. For an act making Appropriations for the general Expenses of the State Government.

Very Respectfully
H. D Smith
Clerk.

Mr Kuhn moved that the rules be suspended for the purpose of reading H. F No 42, second and third times and placing it on its final passage which motion prevailed.

H. F No 42. A bill for an act providing for the

organization of a State Militia to be known as the Wyoming National Guard" was read second time by title.

Mr. Richards moved to amend said bill in sec 5 line 5 by striking out the word "four" and substituting therefor the word "three" which motion prevailed.

Mr Richards moved to strike out in sec. 35 line 2 the word "four" and insert the word "three" which motion prevailed.

Mr Scott moved to amend said S. F. No 42 in sec 4, line 19 by striking out the word "four" and inserting the word "three" which motion was lost.

Mr Scott moved that said bill be committed to Committee No 4, on Federal Relations, Indian and Military Affairs, which motion was lost.

Mr Knight moved that said bill be committed to the Committee of the whole, which motion was lost

Mr. Magill moved that said bill be amended in sec 4. line 19. by striking out the words "four hundred" and inserting instead the words "two hundred and fifty", which motion was lost,

Mr. Scott moved that in sec 4 line 19 the word "four" be stricken out and the word "two" inserted, which motion was lost.

Mr. Arnold moved that said S. F. No 42 be referred to a Select Committee of the Senate with instructions to ascertain the probable cost to the State, of a State Militia organized and constituted under, and in accordance with the provisions of said bill should the same become a law, and to report said bill back to-gether with such information, at the earliest possible moment, which motion prevailed—

Mr President in accordance with the foregoing motion, ordered said S. F. No 42 re-referred to the Committee on Federal Relations, Indian and Military Affairs.

Mr Ludvigsen moved that the rules be suspended for the purpose of reading House Bills Nos 4 and 12 and Senate Bill No 39 second and third times and placing them on their final passage.

The ayes and noes were ordered on the motion to suspend the rules, on the roll being called the vote

thereon resulted as follows:
Ayes—Mines, Hutton, Hamlin, Hunt, Babb, Kimball, Anderson, Miller, Powell—8.
Noes—Messrs. Fitch, Holliday, Hoyt, McCormick, Merrill, Richards, Mr. President—5.
Mr President Thompson declared that the motion having failed to receive the affirmative vote of two-thirds of the members present, the said motion to suspend the rule was lost.
Mr McCormick moved that the rules be suspended for the purpose of reading S. F. No 39. second and third times and placing it upon its final passage, which motion prevailed by a unanimous vote.
S. F. No 39, "A bill for an act allowing insurance companies or associations to assess capital stock, when not fully paid up or not, at the option of such association for the purpose of paying necessary expenses of keeping suits and claims in repair and for other purposes," as amended, was read second and third times, put on its final passage and passed by the following vote:
Ayes, Messrs. Hutton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Babb, Kimball, Anderson, McCormick, Miller, Richards, Powell, Mr President—14.
Noes—None.
Absent, Mr Merrill—1.
And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

Reports from Committees.

By unanimous consent the following report was received:

Senate Chamber,
Cheyenne, Feb. 11, 1893

Hon. President of the Senate:
Your committee on Education and Public Libraries return herewith S. F. No 42 relating to deaf and dumb children and S. F. No 54 providing for an exchange

H laws, with recommendation that both said bills do pass.

R. E. Fitch
Chairman.

Senate, Feb 11. 93

Mr President:

Your Committee No 2 report back H. F. No 7 "A bill for an act providing for the location of Court Houses and Jails in the several counties of Wyoming and the issuing of funds for that purpose", and recommend that same do pass.

F. Chatterton
Chairman.
Committee of the Whole.

On motion of Mr Powell the senate resolved itself in to a Committee of the Whole for the consideration of bills on the general file.

Mr Arnold in the Chair.

Upon arising the Committee of the Whole reported as follows:

Mr President

Your Committee of the Whole having had under consideration bills on the general file beg leave to report same back to the Senate with the following recommendations;

That H. F. No 2. "A bill for an act providing for the levying and collecting a tax of three mills for the year 1893 one mill for the year 1894, for the erection, equipment, management and conduct of a Mining Hospital at the town of Rock Springs in the County of Sweetwater and State of Wyoming; to provide sustenance care and medical and surgical attention for miners and others, who shall become disabled or in case situated within this State, and who shall be in need of such sustenance, care or medical or surgical attention," Do pass.

That S. F. No 14. "A bill for an act providing for the completion and repair of the State

Printing at Rawlins Wyoming," as per
Sect. S.F. No 2. "A bill for an act to afford
a University education to students of both sexes
at the expense of the State" by amended by striking
out the words "5 and," in sec. 5 line 6.
Strike out all of section 12 and renumber
sec 13 as sec 12.
And that said bill so thus amended do pass.
John Sundergen,
Chairman.

On motion of Mr Hunt the report of the Committee of the Whole was adopted and Senate File No 41 was amended in accordance with the recommendations therein contained.

Mr Chatterton moved that the rules be suspended for the purpose of reading Senate Files Nos 4 and 12 second and third time and placing them on their final passage, which motion prevailed by a unanimous vote.

S.F. No 4, "A bill for an act providing for the completion and repair of the Penitentiary building at Rawlins, Wyoming." was read second and third times, and put on its final passage. and passed by the following vote.

Yeas—Messrs. Chatterton, Fitch, Hamlin, Holliday, Hunt, Knight, Lewis, Linn, Sundergen, Stovall, Willis, Richards, Russell, Mr President—12.

Nays—None.

Absent Mr McDonough—1.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

S.F. No 12, "A bill for an act providing for the levying and collecting of a tax of three fourths of one mill for the year 1893 and one-fourth of one mill for the year 1894 for the election department, management and conduct of the Insane Hospital at the town of Rock Springs in the county of Sweetwater and state of Wyoming.

to provide sustenance care and medical and surgical attention for miners and others who shall become disabled or incapacitated within this State and who shall be in need of such sustenance, care & medical & surgical attention" was read second and third time, put on its final passage and passed by the following vote:

Ayes - Messrs Lightburne, Fitch, Hamlin Holliday, Hoyt, Hunt, Kahn, Kline, Lindsay, Mann, Mills, Richards, Russell, Mr President - 14

Nays - None

Absent - Mr McCormick - 1

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr President declared the bill passed.

Notice of Bills

By unanimous consent the following notice of the introduction of a bill was given.

Senate Chamber
Cheyenne, Wyo Feb 11, 1893

Mr President:

I hereby give notice that on Monday or some subsequent day I will introduce a bill for an act for filing transcripts of judgments in other counties and making them when so filed a lien upon real estate in the county wherein they are filed.

L. L Hamlin.

Message from the House

The following message was received from the house:

House of Representatives
Cheyenne Feb 11th 1893.

Hon. President of the Senate:

Sir,

I have the honor to inform

Your Honorable body that the House has this day
by unanimous suspension of the rules passed the following
bills, S.F No 9. For an act regulating the disposi-
-tion of unexpended balances of appropriations
and for other purposes.
Ayes 26 Noes 0 Absent 7.
Respectfully yrs S.F No 32 for an act
adopting the United States Constitution pro-
-viding Military posts and lands and the
Shoshone Indian reservation.
Ayes 26 Noes 0. Absent 7
With said S.F. No 9 and H.R. for
S.F No 32 and herewith respectfully returned
to the Senate.

Very Respectfully
E. B Smith
Chief Clerk.

On motion of Mr Chatterton the Senate
stood in recess until 8:30 o'clock pm.

Evening Session:

The Senate reassembled at 8:30 o'clock
pm. Mr. Chatterton Vice president in the Chair.

Report from Special Committee.

The following report was received:

Senate Chamber
Cheyenne Feb. 11, 1893.

Mr President.

Your Committee appointed to
investigate the alleged attempt to prevent one
of the members of the Senate from participating
in the joint ballot of the Legislature for the
election of a Senator to the Senate of United States
have the honor to report that they have held
a thorough investigation of the charges made
respecting the absence of Senator John H Shearer

from the actions of the Senate and Joint Session of the Legislature on the fourth, sixth and seventh of February, having examined Trustees writings and received a statement from Senator Russell all under oath and your Committee find from the evidence before them that there is no other truth in the charge made in the Newspapers referring the matter of Senator Russell in absenting himself upon said days; that Senator Russell absented himself from the City of Cheyenne on said days for private business interests, and your Committee hereby fully exonerate Senator Russell from all of the charges and imputations cast upon his honesty, and integrity by the accusations in said papers articles, and recommend that he be excused for his absence on said days.

Respectfully
F. E. Shelton
Chairman.

Mr Katis moved that the foregoing report be adopted by the Senate, and that Mr Russell be excused for his absence on February 4th, 6th and 7th, which motion prevailed and it was so ordered.

On motion of Mr Hamlin the Senate adjourned.

J. A. Riggs
Chief Clerk.

SENATE JOURNAL,

Twenty-Eighth Day.

Senate Chamber
Cheyenne, Wyo, Feb 13, 1893.

The Senate convened at 10 o'clock, a.m.,
Mr President in the chair.
Roll call.
Present - Messrs Chatterton, Fitch, Gandin, Golding, Hoyt
Hunt, Kuhn, Lindsay, Lundgren, McCormick, Morrill, Phillips
Richards, Powell, Mr President.
Absent - None. Prayer by the Chaplain.
The Journal of the proceedings of Saturday, February
4th 1893 was read.
Mr Golding moved that the report of the special
Committee which investigated the cause of the absence
of Senator Powell from the Senate on February 4th,
6th, and 7th, and reported thereon at the morning session
of the Senate on Saturday, February 11th, 1893, be expunged
from the record and removed from the files.
The ayes and noes were called on the motion, and
the roll being called the vote thereon resulted as follows:
Ayes - Mr Golding - 1.
Noes - Messrs, Chatterton, Fitch, Gandin, Hoyt, Hunt, Kuhn
Lundgren, McCormick, Morrill, Phillips, Richards, Powell
Mr President - 13.
Absent - Mr. Kinch - 1
Mr President thereupon declared the motion lost.
The Journal as read was then approved.
Mr. Chatterton moved that the Senate take a recess
until 11:55 o'clock a.m., which motion was lost.

Notice of Bills.

The following notice of the introduction of a bill
was given.

Senate Chamber,
Cheyenne, Feb 13th, 1893

Mr President:

I hereby give notice that I will intro-
duce a bill for an act providing for the compensa-
tion of county and District officers and the fees to be

changed in certain cases and the disposition of the same and repealing certain statutes concerning them.

Pabst & Miller.

Read & Filed on First Reading.

The following entitled bills were introduced and first time, ordered printed and referred:

H. F. No 50. by Mr Hoyt. A bill for an act to repeal and re-enact Sections 7, 8, 9, 10 and 11 of Chapter 55 Sections 4 and 5 of Chapter 53 of the Sessions Laws of the First State Legislature of Wyoming, 1890 and 1891 on pages 195, 204 and 205.

Refered to Committee No 7 on County Affairs and County Judiciary.

H. F. No 51 by Mr. Richards. A bill for an act providing for the issued to keep liquor licenses in certain cases.

Refered to Committee No 8 on Corporations and Unincorporated Towns.

Mr. Kuhn moved that the rules be suspended for the purpose of permitting Senators to introduce bills for which periods notice has not been given, which motion prevailed.

Upon suspension of the rules, the following entitled bills were introduced, read first time, ordered printed and referred as indicated.

H. F. No 52 by Mr. Miller, A bill for an act providing for the compensation of county and precinct officers and the fees to be charged in certain cases and the disposition of the same and repealing certain statutes concerning them.

Refered to Committee No 7 on County Affairs and County Judiciary

H. F. No 53 by Mr Holliday (by request). A bill for an act providing for the reinvestment of school funds.

Refered to Committee No 1 on Judiciary.

H. F. No 54 by Mr Merrill. A bill for and act to repeal Section 12 of an act entitled "An act to provide for the organization, management and control of State banking institutions savings banks and loan and trust

companies" approved March 7th. 1888.

Referred to Committee No 3 on Education and Public Lands.

S. F. No 55 by Mr Hamlin. A bill for an act providing for filing transcripts of judgments in other counties and making them when so filed a lien upon real estate in the county wherein they are filed.

Referred to Committee No 1 on Judiciary.

On motion of Mr. Hamlin the Senate stood at ease until 11:55 o'clock a.m. to-day.

Noon Fifty-four O'Clock.

The Senate reassembled at 11:55 o'clock a.m. Mr President in the chair.

The hour of 12 o'clock meridian having arrived Mr. President announced that in pursuance of Section 14 and 15 Title 2 Chapter 1, Revised Statutes of the United States for 1873 and 1874 and in accordance with the action of Saturday last, it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for six years from the 4th day of March A.D. 1893.

~~The Senate thereupon proceeded forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for six years from the 4th day of March A.D. 1893.~~

The Senate thereupon proceeded to the Hall of the House of Representatives where the following proceedings were had.

Joint Session.

Hall of the House of Representatives
Cheyenne, Wyo. Feby 13, 1893

At 12 o'clock meridian this day the Senate and House of Representatives of the Legislature of the State

of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House presided.

The President of the Senate announced that in pursuance of Sections 14 and 15 Title 2 Chapter 1, Revised Statutes of United States for 1873 and 1874 and in accordance with the adjournment of the Joint Session on Saturday last the Senate and House met for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for the six years from the 4th day of March A.D. 1893.

By direction of the Speaker of the House the Chief Clerk thereof called the roll of the House.

Present- Messrs. Abell, Ayres, Baker, Beattie, Bennett, Burke, Bunning, Burke, Chapman, Clark, Colwell, Dean, Denny, Dyer, Fabor, Gurney, Hayes, Hazen, Hinkle, Hyatt, Hunt, Judah, Kingsbury, Pickett, Powell, Snider, Spiman, Stirling, Taylor, Towle, Wm. Ward, Wm.

Speaker—33

Absent—None.

By direction of the President of the Senate the Chief Clerk thereof called the roll of the Senate.

Present—Messrs. Chatterton, Fitch, Hamlin, Holliday, Hoyt, Kent, Kinkaid, King, Snodgrass, McCormick, Mundell, Miller, Richards, Russell, Wm. President.—15.

Absent—None.

The President of the Senate announced that the roll call showed a quorum of both the Senate and the House to be present.

The Legislature then proceeded to vote for a United States Senator by a viva voce vote of each member present.

By direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House for the thirty-first joint ballot for United States Senator with the following result:

Thirty-three members of the House of Representatives voted.

John. A. Dixon received 12 votes.
J. C. Thompson received 9 votes.

Hon W Baxter received 4 votes.
Hebbard received 4 votes.
Hon J Nash received 2 votes.
William Brown received 1 vote.
D C Haskell received 1 vote,
Those who voted for John L Brown were,
Messrs Hyde, Hooker, Hinks, Lamb, Colwell Drew,
Gregory, Hogan Kinkel Sudds & Freeman. Total-12.
Those who voted for J L Thompson were;
Messrs Dunn, Dyer, Cooper, Rogerson, Pickett Smith,
Stebbins, Wood, Mr. Speaker—9.
Those who voted for Hon W Baxter were
Messrs. Allen, Hyatt, Foster, Farlow, Buell.—5
Those who voted for Hebbard were;
Messrs. Bennett, Chapman, Smith, Wm.—4
Three who voted for Hon J. Nash were
Messrs Baker, Cunningham—2
Mr Shaw voted for D. C. Haskell—1.
Mr Cooper voted for William Brown—1
By direction of the President of the Senate the Chief Clerk then called the roll of the Senate for the twenty-first joint ballot for United States Senator with the following result.

Fifteen Senators voted:
John L. Brown received 10 votes.
J. L. Thompson received 2 votes.
Hon W. Baxter received 2 votes.
D C Haskell received 1 vote.
Those who voted for John L Brown were:
Messrs Chamberlain, Fitch, Hamblin, Hoyt Hutchinson McCormick, Merrill Richards Buell, Mr President.—10
Those who voted for J L Thompson were:
Messrs Hunt, Rollo—2
Those who voted for Hon W. Baxter were:
Messrs Lynde, Miller—2.
Mr Goldsbury voted for Hebbard,—1.
Then upon the President of the Senate announced the result of the twenty-first joint ballot as follows:
Forty-eight Senators and Representatives having voted twenty-five votes being necessary for a choice,
John L. Brown received in all 22 votes.

J. L. Thompson received in all 11 votes.
Geo. W. Baxter received in all 6 votes.
J. J. Osborne received in all 5 votes.
Wm. T. Finch received in all 2 votes.
A. C. Beckwith received in all 1 vote.
William Brown received in all 1 vote.

And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot the President of the Senate declared that the Legislature had on the twenty first joint ballot failed to choose a United States Senator from the State of Wyoming.

Senator Smith moved that the Senate recede now adjourn to meet again to-morrow at 12 O'clock noon which motion prevailed.

Whereupon the members and officers of the Senate repaired to the Senate Chamber.

In Senate Chamber.

At 12:15 o'clock p.m. the Senate reconvened in the Senate Chamber.

The President in the chair.

On request of Mr McCormick Committee No 2 on World's Columbian Exposition was instructed to report the result of the investigation of the affairs of the Wyoming World Fair Commission at the earliest practicable time.

By unanimous consent the following reports were received;

Senate Chamber
Cheyenne Feb 13. 1893.

Mr President:

Your Committee No 20. on Legislative Apportionment return herewith H. F. No 22 "A bill for an act fixing State Senatorial and Representative Districts and defining the Legislative apportionment thereof," do pass without change.

F. L. Chatterton,
Chairman
Senate Feb 13. 1893.

Mr President:

Your Committee No 2 to whom was

SENATE JOURNAL,

A bill for an act relating to the capitol and mansion and of the capitol building and grounds" was re-referred for purpose of drafting a substitute, beg leave to report the original bill back with the recommendation that as the same has already been considered in Committee of the Whole it be placed upon the files for second reading at this session.

Respectfully,
J. Chatterton.
Chairman.

On motion of Mr Hamlin the Senate stood in recess until 3 P'clock p.m.

Afternoon Session.

The Senate reconvened at 3 o'clock p.m.
Mr President in the chair.
Mr. President announced that he was about to sign Enrolled Act No 13, Senate, "An act providing for the completion and repair of the State Penitentiary building at Rawlins Wyoming" and did in the presence of the Senate affix his official signature to said E. A. No 1, Senate.

Reports from Committees.

The following reports were received

Senate Chamber,
Cheyenne Wyo. Feb 13. 1893.

Mr President:

Your Committee on Engrossment respectfully report the following entitled bill properly engrossed.

Senate File No 38. Re'g Mr Fitch, "Bill for an act to repeal all of Chapter No of the Session Laws of Wyoming passed by the eleventh Legislative Assembly in reference to taxing Express and Car Companies for the support of the Departments."

Respectfully
J. Chatterton
Chairman.

STATE OF WYOMING.

Senate Chamber
Cheyenne Feb 13. 1893

Mr President:—

Your Committee on Engrossment respectfully report the following entitled bill properly engrossed: S. F. No 37. H. F. No 84. Mr Smith A bill for an act to amend and re-enact Chapter 21 of the Sessions Laws of 1888. Regulate the practice of pharmacy.

Respectfully
F. L. Houston
Chairman
Senate Chamber
Cheyenne Feb 13—1893

Mr. President:—

Your committee on Judiciary having had under consideration the following bills do recommend that S. F. No 16 H. amended by adding the following to section 2, "provided, that when a deposition is taken before an officer not having a seal the certificate of the Clerk of the County in which such deposition is taken setting forth the fact that the officer such deposition is in fact such officer and that his signature to such deposition is genuine," and that as so amended the bill do pass.

That Senate F. bill No 25 do not pass.
That S. F. No 13. do not pass
That S. F. No 21. do pass
That S. F. No 18. do pass
That S. F. No 44. do not pass
That S. F. No 20. Recommended by striking out the words "Prosecuting attorney of the county in which" and inserting in lieu thereof the words "justice of the peace before whom" and that, so amended, the same do pass.

That Senate Joint Resolution No. 3 do not pass.

L. L. Hamlin,
Chairman.

I fully concur in the foregoing report except as to Senate Joint Resolution No. 3, which I recommend do pass.

Wm. McConnell

SENATE JOURNAL,

Committee of the Whole.

On motion of Mr Chatterton the senate resolved itself into a Committee of the Whole for the consideration of the general file.

Mr. Chatterton in the chair.

Upon arising the Committee of the Whole reported the following report:

Mr President.

Your Committee of the Whole having had under consideration the general file beg leave to report back to the Senate with the following recommendations.

That S. F. No 22, "A bill for an act fixing state funding and Representation districts and determining the legislative representation thereof." do pass.

That S. F. No 5. "A bill for an act relating to the Control and maintenance of the Capitol Building and grounds," do pass.

That S. F. No 54. "A bill for an act to permit by the change of the laws of this state and the Territories and for the deposit of laws passed in exchange in the State Library" do pass.

That S. F. No 42. "A bill for an act prescribing the age at which deaf and dumb children may be admitted as pupils in the Institution for the Deaf, Dumb and Blind, and changing the name of said Institution," be amended in Sec 1. line 6, by striking out the word "from" and inserting in lieu thereof the word "nine" and that as so amended do pass.

That Sub. for S. F. No 7. "A bill for an act providing for the erection of county houses and jails in the several counties of Wyoming, and for the raising of funds for that purpose." be amended in Sec 15, line 3, by striking out the word "in" and inserting the word "in."

In Sec 1. insert immediately after the words "per centum", in line 9, the following: "including all outstanding indebtedness contracted since the adoption of the Constitution of this state."

Strike out all of Section 2, and in lieu thereof

insert the following.

Sec. 2. After the provisions of this act shall be carried into effect in any county thereof the Board of County Commissioners shall submit the proposition to issue such bonds to a vote of the qualified electors of the County at a general election or a special election duly and regularly called for that purpose. At any election held as herein provided the official ballot shall contain the words "For Court House and Jail Bonds" and "Against Court House and Jail Bonds," as the case may be, and at such election the elector shall express his ballot by placing an X opposite the proposition for which he wishes to vote."

And that said sub. for S.F. No. 7, as thus amended, do pass.

That S.F. No. 18, "A bill for an act amending Section 3300 of the Revised Statutes of Wyoming, 1887, relating to proceedings in criminal cases," do pass.

That S.F. No. 20, "A bill for an act providing for the assessment of costs in misdemeanor cases" be amended as recommended by the Committee on Judiciary, and, as thus amended, that it do pass.

That further consideration of S.F. No. 3, "A bill for an act giving an advance of time for employes to vote at all elections within the State of Wyoming," be indefinitely postponed.

That S.F. No. 16, "A bill for an act amending Sections 2617 and 2618 of the Revised Statutes of Wyoming of 1887 relating to the taking of depositions" be amended as recommended by the Committee on Judiciary and that it do pass as thus amended.

That S.F. No. 21, "A bill for an act providing for the punishment of larceny by bailee," do pass.

That further consideration of S.F. No. 4, "A bill for an act to amend and re-enact Section One Chapter fifty-three of the Session Laws enacted by the First State Legislature, relating to the term of office of the Clerk of the District Court," be indefinitely

postponed.

That S.F. No 3 "Proposing the submission of two Constitutional amendments to the people of Wyoming" be pass.

That section one hundred of H.E. No 20 "Bill for an act to amend and re-enact section 1365 of an act entitled "An act defining crimes regulating criminal procedure and for other purposes," approved March 4th. 1890, in such a manner as to permit the trial of persons charged in capital cases and in other felonies with peremptory challenges and in misdemeanors, four peremptory challenges to juries in which there are more defendants than one", be indefinitely postponed.

Sh Lyttleton
Lehman.

Mr Hamlin moved that the report of the Committee of the Whole be adopted.

Mr. Lyttleton moved to amend the motion made by Mr Hamlin by adding thereto" with the exception of the recommendation in S.F. No 3.

The ayes and noes were called on the motion to amend, and the roll being called, the vote thereon resulted as follows:

Ayes, Messrs. Lyttleton, Hamlin, Hoyt, Thompson and Mr. President, — 6

Noes, Messrs Fitch, Holliday, Hunt, Kabis, Kimball, McCormick, Miller, Richards, Purcell — 9

Thompson Mr President declared the motion to amend lost.

Mr. Kabis moved to amend the motion made by Mr Hamlin by adding thereto" except in-so-far as said report refers to H.E. No 25.

The ayes and noes were called on the motion to amend, and the roll being called the vote thereon resulted as follows.

Ayes, Messrs Holliday, Hunt, Kabis, Kimball, McCormick, Miller — 6

Noes, Messrs Lyttleton, Fitch, Hamlin, Hoyt, Lehman, Richards, Purcell Mr. President 9.

Thereupon the President declared the motion to amend ~~lost~~ lost.

The question now recurring on the motion made by Mr. Hamlin to ~~amend~~ recommit the same [illegible], and to [illegible] H.B. No. 20 and H.B. No. 42 ~~No. 16~~ be amended in accordance with the recommendations therein contained, and further consideration of S.F. No. 11 and S.F. No. 13 and S.F. No. 26 was ~~indefinitely~~ indefinitely postponed.

Enrolled Report.

The following enrolled report was received

Senate Chamber
Cheyenne Wyo Feb 13, '93

Mr. President,

Your Committee on Enrollment beg leave to report that Senate File No 9 entitled "A bill for an act regulating the disposition of unexpended balances of appropriations and for other purposes" same being engrossed Act No 5, has been duly and regularly enrolled.

D. Hamlin
Chairman.

Communications from the Governor.

The following communication was received from the Governor!

State of Wyoming
Executive Department.
Cheyenne Wyo. Feby 13. 93

Hon. F. W. Mondell,
President of the Senate.

Sir:—

I have the honor to inform you that I have this day approved the following Enrolled Act No. 4 entitled "An Act to repeal Section 4 of Chapter 43 of the Session Laws of Wyoming passed by the Tenth Legislature Assembly in reference to the suspension of Sunday, and to revive and continue in full force and effect Section 464 of the Revised Statutes of Wyoming.

Very respectfully
John C. Pelton
Secretary.

The President announced that he was about to sign Enrolled Act No 5, Senate, "An Act appropriating the disposition of unexpended balances of appropriations and for other purposes" and did in the presence of the Senate affix his official signature thereto.

Message from the House.

The following messages were received from the House.

House of Representatives.
Cheyenne Feb. 13/93

The President of the Senate:

Sir:

I have the honor to inform your Honorable body that the following entitled Bill was this day introduced in the House.

H. R. No 93. By Mr Winn. A bill for an act to repeal the fencing of Woods and Forests within the State of Wyoming.

Very Respectfully
H. H. Hocker
Asst. Chief Clerk.

House of Representatives.
Cheyenne Feby 13th 1893

The President of the Senate:

Sir

I have the honor to inform your Honorable Body that the following entitled bills were this day introduced in the House

H. R. No. 86 By Mr Sharp. A bill for an act providing for the compensation of County and District officers and the fees to be charged in certain cases and the disposition of same and repealing certain statutes conflicting therewith.

H. R. No 86 By Mr Sharp, A bill for an act for the relief

of Wyoming, thirty-
S.F. No 87 By Mr Arnold An act to amend and re-enact sections 126 & 128 session laws of 1890 covering elections and for other purposes approved March 14th 1890.

S.F. No 88 By Mr Hayes A bill for an act to amend and re-enact sections 3441 of the Revised Statutes of Wyoming relating to change of venue in cases of Justice of the peace in such a manner as to strike out all provisions thereof providing for a change of venue upon personal examination.

S.F. No 89 By Mr Stiles A bill for an act to authorize a right of action in certain cases of injury or death caused by negligence or wrongful act.

S.F. No 90 By Mr Arnold A bill for an act to provide for giving notice of the election of State Lands.

S.F. No 91 By Mr Arnold A bill for an act to amend and re-enact section 1065 of chapter 55 of Session laws of 1890 of Wyoming.

S.F. No 92 By Mr Dean A bill for an act to provide for the building of a Ranch Fish Hatchery near Sundance in the County of Crook, State of Wyoming and making an appropriation therefor.

S.F. No 6 By Mr Arnold. Providing for submission of an amendment to the Constitution.

Very Respectfully
H.D. Wyatt
Chief Clerk.

Mr Chairman moved that the Senate do now adjourn until 10 o'clock am. which motion prevailed and the Senate adjourned.

J. Hagenbuch
Asst Chief Clerk

SENATE JOURNAL,

Twenty-Ninth Day.

Senate Chamber
Lansing Mich. Feb 14, 1893.

The Senate met at 10 o'clock a.m.
Mr. Chatterton. Was President in the chair.
Roll call
Present—Messrs. Chatterton, Fitch, Symonds, Holidays, Gest, Hart, Kelly, Kinne, Snodgrass, McCormick, Wood, Miller, Pollard, Russell, Mr. President.
Absent—None
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.
Mr. President announced the above.

Senate Files on First Reading.

S. F. No. 1 by Mr. Symonds, A bill for an act to provide for the manner of conducting primary elections and to repeal sections one hundred and forty-three, one hundred and forty-four and one hundred and forty-five of chapter fifteen of compiled laws of eighteen hundred and seventy-one, as amended by act number one hundred and forty-four of the session laws of eighteen hundred and eighty-seven, and to repeal all acts and parts of acts inconsistent herewith.
Referred to the Committee of the Whole.

S. F. No. 2 by Mr. McCormick, (by request) A bill for an act to authorize incorporated cities and towns to provide for and regulate the lighting of streets and to contract for and authorize and regulate the erection of poles and wires for electric light and power and to grant franchises for the purposes of gas or electric light for streets and public places in such cities and towns.
Referred to the Committee of the Whole.

S. F. No. 3 by Mr. Gest, A bill for an act to amend section 7 of chapter 16 of "An act providing for certain elections and proceedings thereat and describing the duties of town and village officers in connection therewith," approved January 10th 1891.
Referred to Committee No. 1 on Education.

S. J. R. No. 1 by Mr. Miller, Providing for the submission of an amendment to the Constitution, was introduced and first time read, printed and referred to the Committee of the Whole.

Reports from Standing Committees.

The following reports were received:

Senate Chamber.

STATE OF WYOMING.

Cheyenne Feb 14, 1893.

Mr President:—

Your Committee on County Affairs and County Boundaries to whom was referred Sub. for H. F. No 15 for an act providing for the collection and compilation of Levee improvement statistics and recommendation to be amended in Committee of the Whole,

Geo. W. Hoyt.
Chairman
Senate Chamber
Cheyenne Feby 14, 1893.

Mr. President:—

Your Committee No 7 on County Affairs and County Boundaries to whom was referred Senate File No 50 being "A bill for an act to repeal and re-enact sections 4 and 5 of Chapter 53 and sections 9, 10 and 11 of Chapter 55 of Session Laws of the First State Legislature of Wyoming 1890 and 1891" having amended the same return the bill back with recommendation that it do pass.

F. W. Hoyt.
Chairman.
Senate Chamber.
Cheyenne, Feby 14, 1893.

Mr. President:—

Your Committee No 2 having had S. F. No 43 "A bill for an act prohibiting gambling and gaming." under consideration have had the same under consideration and recommend that it do pass.

F. C. Hutton.
Chairman.
Senate Chamber.
Cheyenne Feb. 14. 1893

Mr President:

Your Committee No 2 to whom was referred Senate File No 47. being "A bill for an act to protect trade and commerce against unlawful restraints and monopolies." Beg leave to report that they have had the same under consideration and recommend that it do pass.

W. L. Holliday.
Chairman

SENATE JOURNAL,

Senate Chamber
Cheyenne, Wyo. Feb 14 1895

Mr. President:-

Your Committee on Printing respectfully report the following bills printed.

S. F. No 15 for an act providing for the collection and compilation of crime statistics.

S. F. No 55, for an act relating to the taking of testimony of judgments in other counties.

S. F. No 54 for an act to repeal sec 12 of an act concerning taxes approved March 9 1888.

S. F. No 53 for an act providing for the punishment of rival claimers.

S. F. No 51 for an act providing for the refusal to read wages witness in certain cases.

S. F. No 50 for an act to repeal sections 7, 8, 9, 10 and 11 of Chapter 55 sections 4 and 5 of Chapter 53 of the session laws of 1891-1891.

S. F. No 49 for an act to provide suits for the District courts of the state.

S. F. No 48 for an act providing for the sale of certain general property under liens.

S. F. No 47 for an act to protect trade and commerce against unlawful restraints and monopolies.

S. F. No 46 for an act concerning the disposal of public lands of the state, etc.

Respectfully,
Wm. D. Scott,
Chairman.
Senate Chamber
Cheyenne Wyo. Feb 13, 95.

Mr President:

Your Committee on Printing to whom was referred Senate File No 52 beg leave to recommend that same do pass.

S. D. Scott.
Chairman.
Senate Chamber
Cheyenne Feb 13th 1895.

Mr. President:

Your Committee No 14 on Federal Relations.

Indian and Military Affairs," to whom was referred the further amendation H. F. No 42 and to furnish information as to the probable cost and maintenance of the Military Organization according to the provision of said H. F. No 42 are as follows.

Rental of Armory and incidental expenses for each company (of which there are eight) $300.4 each. Total 2400 00

Contingent Expenses Regimental Headquarters, 300 00
Aging Assistant General, 500 00
Contingent Expenses Assistant General 500 00
3700 00

Assistant General contingent to cover expenses mentioned in sec 4 of H. F. No 42 lines 13 to 16 inclusive and furniture to provide for the safe keeping of books, records, documents and reports of his office.

And herewith report the same back to the Senate for its favorable consideration.

L. Butts
Chairman.
Senate Chamber.
Cheyenne, Wyo. Feby. 13, 1893.

Mr. President:

Your Committee on Railroads and Transportation having had under consideration Senate File No 40. "A bill for an act to create a Board of Railroad Commissioners to fix and regulate freight and passenger rates to be charged by common carriers in Wyoming and prevent discrimination therein and to make appropriations for such Board," beg leave to recommend that section 1 of said bill be stricken out and that the following be inserted in lieu thereof; Sec 1. The Governor, Secretary of State and State Auditor shall constitute a Board of Railroad Commissioners for the State The Governor shall be the chairman of said Board and the Board shall receive no compensation other than that which they now receive as such Governor, Secretary and Auditor They shall appoint a secretary who shall be a citizen of the State of Wyoming and who shall receive such salary as the Board deem proper, not to exceed eight Hundred Dollars per annum. His duties shall be prescribed by the Board. Such Board shall be allowed a sum not to exceed

Two thousand dollars per annum for its contingent expenses

That section 4 be stricken out;

That section 6 be stricken out;

That section 15 be amended by striking out the words "the production of books and papers under such rules and regulations as they shall prescribe and shall at any and all times have access to, and compel the production before them of any and all books and papers relating to any railroad transportation or selling ticket company kept for and used by such company doing business in this state whether such books documents and papers are kept within the state or not" that after the word "compel" in line three the words "them attendance & insert that after the word "production" in line ten the following words be inserted:" The board may require any person filing any such complaint to give bond in the sum of not to exceed Two thousand dollars, conditioned upon the payment by the complainant of all costs which may accrue in such investigation provided the complainant shall not be able to substantiate the charges by him made in his said complaint and if after said investigation the board shall find that complainant has no grounds upon which to base his complaint then the said board at its discretion may assess all the costs of any such investigation against the complainant, and in case of failure to pay such costs then the board may bring an action in the name of the State of Wyoming upon the bond herein provided for that purpose to be amended by striking out the words" and produce the books papers and documents required," in lines four and six three of that section 17 to be amended by striking out the words" to produce the books documents or papers wanted in line two and three thereof and by inserting the word" upon after the word "for" in line five three of that section 15 to be amended by striking out the words "three times in line ten three of and" by striking out all of said section after the word "act" in line twelve thereof, That section 19 be amended by striking out the words "from time to time in line two and inserting in lieu thereof the words "upon complaint being made of discrimination" and by inserting after the word "act" in line four thereof the words "in respect to which complaint is made."

STATE OF WYOMING.

That section 2 be stricken out and the following inserted "Sec 2. The salary of the Secretary and the contingent expenses of the Board shall be paid monthly as they accrue upon proper vouchers and out of the railroad commissioner's fund in the State Treasury, and there is hereby appropriated the sum of Eighteen Hundred Dollars per annum to be kept in the fund to be known as the railroad commissioners fund.

S. Wyatt.
Chairman

Report from Special Committee.

The following report and accompanying report of a special Committee was received.

Senate Chamber
Cheyenne Wyo. Feb 11th 1893

Mr. President:

Your committee appointed for the purpose of investigating the Board of Sheep Stock Commissioners beg leave to report that they have found it impracticable to examine the accounts of said Board in detail owing to limited time, but they from the examination had are informed that the affairs of said Board have been quietly and honestly administered.

The books of the company show that $616.13 have been turned into the State Treasury on account of unknown estrays; that the sum of $2390.79 is now in the hands of the Secretary of the Board ready to be turned into the State Treasury on account of unknown estrays; that said Secretary has in his possession $4226.77 for 1891, and $231.37 for 1892, on account of moneys turned from what are known as "mutton" cattle, and $354.70 for 1891, and $1,092.18 for 1892 turned from stock reclaimed by said Board; that the said Secretary now has $11,319.04 in hand accrued from estrays the ownership of which is known or at present in dispute

of the appropriation of $10,000.00 made by the last legislature for said Board, the amount of $961.55 is at present unexpended and the said appropriation or so much as expended has been or will be expended for legitimate purposes.

The said fund has added from all sources the sum of $252,132.67, and the entire sum with the exception of the above mentioned $18,248.19 has been paid out on the warrants of stock taken. This is up to December 31th, 1892.

The books of the Secretary show that the amount in his hands is now deposited to the credit of said fund in the Stock Growers National Bank.

This may have been above and beyond but if this be the case it has been the fault of the law and not with the administrators of the affairs of the fund.

John Orr Connick.
Chairman.
L. L. Langdon.
Frank L. Bonnet
Cheyenne, Wyo. Feby 13, 1893.

To the President of the Senate:

The minority report of your special committee appointed to investigate the workings of the Live Stock Commission begs to report as follows:

The investigation shows that there is in the hands of the Commission the sum of $18,248.19 the proceeds of sales of cattle seized at South Omaha and Chicago as strays or stolen cattle and the records show that nearly all of this money is held by the Commission from the claimants who it would appear, for the alleged reason that they have failed to furnish proof of the ownership of the cattle so seized and sold. These claimants are both numerous & simple deception for men who are unable financially to furnish the proof demanded of them by the commission although in my opinion the proof they have all really submitted in most cases is equally as strong as the rule when this money of the like was claimed by large firms & corporations having cattle upon the ranges. In many instances sums of money have been turned over to these large companies, merely upon a letter claiming ownership in some such willful wantons but the small owner has been called upon at the expense he could not afford a person his ownership or suffer the loss.

In this manner the Commission has operated for the

benefit of the large owners and companies and with the evident intention of driving out of existence all small owners of cattle with in the state. It is my opinion that the small owners should not be required to furnish quite proof of the ownership of his cattle than the large owners.

It is an injustice that has brought list to hundreds of men whose only sin is that they are not sufficiently to own their thousands of cattle and who are striving to make an honest living for themselves and families in a modest way.

The commission is confidently committed by the large owners for their own benefit and against the interest of all others, who have the temerity to engage in the business on a small extent.

It is my opinion that as the range is for all alike the benefits of the law and the protection so ardently intended for the cattle interests should be distributed to all alike regardless of the fact whether the owner has ten or ten thousand head.

I concur with the opinion of the majority of the committee that as far as we went in the investigation the books of the commission are correct.

J. S. Hunt.

Motion Suspension of Rules.

Mr. Hobbs moved that the rules be suspended for the purpose of reading S.F. No 42 second and third times and placing it on its final passage which motion prevailed.

S.F. No 42 "A bill for an act providing for the organization of a State Institution to be known as the Wyoming National Guard." be amended, was read second time.

Mr McComb moved to amend said bill in Sec 4 line 19 by striking out the word "from" and inserting in lieu thereof the word "then" which motion prevailed and said bill was so amended.

Said S.F. No 42 as amended was read third time put on its final passage and passed by the following vote:

Ayes: Hobbs, Chatterton, Fifer, Hamlin, Holliday, Hunt, Hunt, Kutis, King, Kuntzgen, McComb, Merrill, Mills, Richards, Rizer, Mr President — 15

Noes — None.

Read on the bill having secured the affirmative vote of a majority of all the Senators elected to the Senate Mr. President declared the bill passed.

Committee of the Whole.

On motion of Mr Fitch the Senate resolved itself into a Committee of the Whole for the consideration of bills on general file.

Mr Miller in the chair.

Upon rising the Committee of the Whole submitted the following report:—

Mr President:

Your Committee of the Whole having had under consideration bills on the general file, beg leave to report and back to the Senate with the following recommendations.

That S.F. No 52 "Bill for an act to regulate the practice of dentistry in Nebraska" do pass.

Robt Miller.
Chairman.

On motion of Mr Arnold the report of the Committee of the Whole was adopted.

Message from the House.

The following Message was received from the House.

House of Representatives
Nebraska Senate, Feb 15, 1893

Mr President of the Senate

Sir:

I am directed by the House to inform your Honorable body that the following entitled bills have had due consideration in the House.

H.F. No 94. Regular Order.

For an act amending sec 2 of an act entitled "An act to establish Chapter 8 of Session Laws of 1891-91.

H.F. No 95 Regular Order. For an act to extend the Corporate limits of Lincoln Nebraska in certain Lands

H.F. No 96. Regular Order. For an act to provide for the ~~Changing~~ County Division

STATE OF WYOMING.

Wyo Reporter Pub. Co.
L. D. Monte
Chief Clerk

On motion of Mr. Hamilton the Senate stood in recess until 11:55 o'clock am.

Upon Fifty-first Day.

The Senate reassembled at 11:55 o'clock am.
The President in the Chair.
The roll of 12 o'clock roll-call having been dispensed
announced that in pursuance of Sections 14 and 15 Title 2
Compiled Revised Statutes of the United States for 1873 and
1874 and in accordance with the motion of yesterday the
Senate & the duty of this Senate to proceed forthwith to the
Hall of the House of Representatives & meet with the House in
Joint Session for the purpose of taking action in the election
of a Senator to Congress of the United States from the State of
Wyoming for the six years from the 4th day of March A.D. 1893.
The Senate thereupon proceeded to the Hall of the House of
Representatives and the following proceedings were had:

Joint Session.

Hall of House of Representatives
Cheyenne, Wyo. Feby 14, 1893

At 12 o'clock meridian this day the Senate and House
of Representatives of the Legislature of the State of Wyoming
convened in Joint Session.
The President of the Senate and the Speaker of the House
were in the
The President of the Senate announced that in pursuance
of Sections 14 and 15 Title 2 Compiled Revised Statutes of the
United States for 1873-4 and in accordance with the adjourn-
ment of the Joint Session yesterday the Senate and House
had met for the purpose of taking action in the election of
a Senator to Congress of the United States from the State
of Wyoming for the six years from the 4th day of March
A.D. 1893.
On motion of the Speaker of the House the Chief Clerk
then called the roll of the House.
Present - Messrs. Allen, Ryan, Nash, Beattie & Hamett.

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Reeves, Remsberg, Rinehart, Shoemaker, Smith, Stivers, Thompson, Turner, Vanatta, Vanmeter, Wilson, Wise, Mr. President—33.

Nays—None.

Upon motion of the President of the Senate the Chief Clerk then called the roll of the Senate on the second joint ballot for United States Senator with the following result,

Yeas—Messrs. Bartholomew, Bowers, Brown, Cook, Crawford, Dungan, Hart, Hays, Kirk, Lindsey, McDermott, Merrell, Miller, Mr. President—15.

Nays—None.

The President of the Senate announced that the roll call showed a quorum of both the Senate and the House present.

The Legislature then proceeded to vote for a United States Senator by viva voce vote of each member present.

Upon motion of the Speaker of the House of Representatives the Chief Clerk then called the roll of the House on the second joint ballot for United States Senator with the following result,

Forty-three members of the House of Representatives voted for Thompson, received 14 votes.

Dr. Pitt received 12 votes.

Mr. Black received 6 votes.

William Dixon received 1 vote.

Those who voted for J. C. Thompson were:

Messrs. Allen, Battin, Bennett, Brandon, Dean, Dye, Ferguson, Hunt, Longstreth, Pickett, Snider, Starling, West, Mr. Speaker—14

Those who voted for C. H. Pitt were:—

Messrs. Ayres, Banks, Black, Bonebrake, Colwell, Downey, Finney, Fagan, Gill, Hall, Hedrick, Herron, Poole—12.

Those who voted for Geo. T. Black were:

Messrs. Bowen, Chapman, Fenton, Hunter, Russell, Shaw—6.

Mr. Taylor voted for William Penny—1

Upon motion of the President of the Senate the Chief Clerk then called the roll of the Senate on the third joint ballot for United States Senator with the following result,

Fifty members voted.

C. N. Potts received 11 votes
J. L. Thompson received 5 votes
There was no vote for C. N. Potts and
Messrs. Grattan, Fitch, Hamlin, Hoyt, Snodgrass, McCormick, Mount
Reynolds, Russell, Mr. President—10.
There was no vote for J. L. Thompson and
Messrs. Holliday, Hunt, Kuns, Kinis, Millin—5
Whereupon the President of the Senate announced the result of the twenty-second joint ballot for United States Senator, as follows
Forty-eight Senators and Representatives had voted twenty-two votes being necessary for a choice.
C. N. Potts received in all 22 votes.
J. L. Thompson received in all 19 votes.
Jno. T. Kuns received in all 6 votes.
William Kinis received in all 1 vote.
Whereupon it appearing that no one person had received a majority of the total vote cast in the foregoing ballot the President of the Senate declared that the Legislature had on the twenty-second joint ballot failed to elect a United States Senator from the State of Wyoming.
Senator Grattan moved that the Joint Session do now adjourn until to-morrow at 12 o'clock noon which motion prevailed.
Whereupon the members and officers of the Senate withdrew upon the Senate Chamber.

In Senate Chamber.

The Senate reconvened in the Senate Chamber at 12:25 o'clock p.m.
The President in the chair.
On motion of Mr Hunt the Senate stood in recess until 3 o'clock p.m.

After recess.

The Senate reconvened at 3 o'clock p.m.
The President in the chair.

Communication from the Governor.

SENATE JOURNAL,

The following message was received from the Governor.

State of Wyoming.
Executive Department.
Cheyenne, Wyo. Feby 12, 1903.

Hon. J. H. Randall,
President of the Senate.

Sir:—

I have the honor to inform you that I have this day approved the following enrolled act, to-wit: Senate Bill No. 58 entitled "An act regulating the disposition of unclaimed balances of appropriations and for other purposes."

Very Respectfully,
John E. Chatterton,
Governor.

Mr. President announced that he was about to sign enrolled Bill No. 14 House, entitled "An act making an appropriation for the support and maintenance of the State Penitentiary for the ~~two~~ 1903 and one-fourth of one mill for the year 1903 and providing for the payment of the same and declaring an emergency," and in the absence of objection he would proceed to sign the same.

There being no objection the President signed the bill in the presence of the Senate.

Senate Files on First Reading.

By unanimous consent the following entitled bills were introduced read first time by title, printed and referred as indicated,

S. F. No. 58 by Mr. Landin a bill for an act for the codification and general revision of the laws of the state.

Referred to Committee No. 1 on Judiciary.

Special Order.

Mr. President announced the next business the special order coming the claim of Robt. Foote to the seat in this Senate

formally accepted by Mr. Mitchell, whereupon, on motion with reference to said matter, ~~offered by~~ Mr. Holliday on January 31, 1893 and the report of the Committee on Elections thereon.

The said preamble and resolution offered by Mr. Holliday on January 31, 1893 and recorded on page 179 of the Journal of the Senate of the Second Legislature of the State of Wyoming, was read.

Call of the Senate.

Mr. McCormick moved a call of the Senate and the motion being duly seconded a call of the Senate was ordered.

The roll was called and all members of the Senate responded to their names.

On motion of Mr. Fitch further proceedings under Call of the Senate were dispensed with.

On motion of Mr. Burrell roll No 35 was suspended for the remainder of the day.

The question now being on the adoption of the aforesaid resolution offered by Mr. Holliday on January 31, 1893, the ayes and noes were ordered and the roll being called the following result was announced:

Ayes — Messrs. Holliday, Hunt, Kautz, Kimball, McCormick, Shelton — 6

Noes — Messrs. Chatburn, Fitch, Hamlin, Hoyt, Lundgren, Powell, Ryckman, Steele, Mr. President — 9

Mr. President thereupon declared that the Senate had refused to adopt the aforesaid resolution and the same was lost.

Message from the House.

The following message was received from the House of Representatives.

Cheyenne, Feb 1st, 1893.

Mr. President of the Senate.

Sir:

I have the honor to inform your Honorable Body that the following enrolled & engrossed bills have been signed by the Speaker of the House of Representatives.

And will now be in Hand ready for the adjournment of the present session of the Legislature of this State.

House Representatives
Feb. 14th, 1893.
Chief Clerk.

House of Representatives
Lansing, February 14th, 1893.

Hon. President of the Senate:

Sir:

I am directed to inform your Honorable Body that the following entitled bill was this day passed under the suspension of the Rules:

Substitute for S. B. No. 84, 54th Committee No. 3, A bill for an act making appropriations for the public expenses of the State Government, for the year ending December 31, 1893, and which I am directed to transmit for your consideration and action.

Very Respectfully,
E. B. Prentis,
Chief Clerk.

Mr. Chatterton moved that the Senate stand in recess until 7:30 o'clock p.m.

Mr. Hamlin moved as an amendment to the foregoing motion by Mr. Chatterton that the Senate stand in recess until 8 o'clock p.m. at which time substitute for S. B. No. 84 and bill for an act making appropriations for the public expenses of the State Government shall be taken up and considered.

The amendment was adopted and the foregoing motion as amended prevailed.

Thereupon Mr. President declared the Senate in recess until 8 o'clock p.m.

Evening Session.

The Senate reassembled at 8 o'clock p.m.
Mr. President in the chair.
By unanimous consent the following report was received

Senate Chamber,
Lansing, Feb. 14, 1893.

Mr. President:

Your Committee to whom was

STATE OF WYOMING.

consideration S. F. No. 104. Beg leave to recommend that same do pass.

S. F. Hunt
Chairman.

Ordered placed on First Reading.

The following entitled bill was read first time and referred to the Committee of the Whole.

Substitute for S. F. No 84 Will for an act making appropriation to pay the salaries and contingent expenses of state officers the contingent and other necessary expenses of the various state boards and commissions the necessary expenses incident to any triennial or biennial expenses for armory rent and incidental expenses of militia organizations and transportation and care of arms and ordnance stores and state military property, printing session laws, journals of the senate and house of Representatives of the fourth state legislature annual expenses of state officers and for mileage of state printing for state fish purposes for road and bridge fund of Sage Grass and Emma Woods at the Colonel Short for the fund for paying bank bills for accounts of the collectors of taxes stated to the state by the federal government, for purposes calling until March 31st 1893. for relief of Ludwig Van Rebeuts. for relief of Carbon County Bail forfeiture of Wyoming Hardware Company, to J. Meehan Bond Claim, of Cheyenne Fuel Company, of Hunt Lefevre, of Rocksville Commercial Company, of the F. W. Kimball printing company, of the Secretary of the State Board of Sure Stock Commissioners of Wright Ed Dan, of Frank. R. Hatzer, as Adjutant general of the Palace Pharmacy of the usual amounts of the first Comment of the Wyoming National Bank, of Hutton & Hay, of Callaghan & Co. of E. M. Mann, of Company "C. W. N. G." of Otto Brown, Edward Sonier and the Estate of J. F. Chapman, of S. A. Atkinson, B. L. Winsho and for Smith Hardie of the Female additional contingent for the State Fish Commissioner expense of procuring State Seal, purchase of State

SENATE JOURNAL,

moves; pendent of Sam Works and which of N.Y. Yeas, and four Lauds Patton Limit vental.

Committee of the Whole.

On motion of Mr Lawton the Senate resolved itself into a Committee of the Whole for the purpose of substitute for S.F. No 54.

Mr Merrill in the Chair.

Upon arising the Committee of the Whole submitted the following report:

Mr. President:

Your Committee of the Whole to whom was referred substitute for S.F. No 54, have had the same under consideration and making appropriations for the general expenses of the State Government beg leave to report said bill back to the Senate with the recommendation that it do pass.

A. Merrill
Chairman.

Mr. Yates moved that the report of the Committee of the Whole be laid on the table.

Mr Lawton moved as an amendment to the foregoing motion that the report of the Committee of the Whole be adopted the ayes and noes on which motion for the amendment and the roll being called the vote thereon resulted as follows:

Yeas— Messrs Lawton, Fish, Hamlin Hart, McKenzie, Mills, Nolan, Pendergast, Shaver, Wilson, Woodward—10.

Nays— Messrs Bradley, Hunt, Kelly, Linn, — 4

Absent— Mr. Anderson—1

Mr President thereupon declared the amendment adopted.

The motion as amended was put and the same prevailed.

Mr President thereupon declared the report of the Committee of the Whole adopted.

Mr Lawton moved that the rules be suspended for the purpose of reading substitute for S.F. No 54 a second and third time and placing it on its final

passage pending which.

Mr Kent moved that the Senate do now adjourn. which motion was lost.

Mr Rubis moved that the Senate stand in recess for one hour which motion was lost.

Mr Hamlin moved a call of the Senate and the call motion being duly seconded a call of the senate was ordered.

On motion of Mr. Russell further proceedings under call of the Senate were dispensed with.

Mr. Kaho moved that the Senate do now adjourn. which motion was lost.

The question now recurring on the motion of Mr. Chatterton to suspend the rules and the said motion prevailed and the rules were suspended for the purpose stated

Substitute for H.F. No 84 Roll for an act making appropriation to pay the salaries and contingent expenses of State officers, the contingent and other necessary expenses of the various State Boards and Commissions the necessary expenses incident to any tumult or riot and defense for army unit and incidental expenses of Militia organizations and transportation and care of Guns and Armor issued or loaned to State Buildings and State troops, pursuant to Section Seven of the Journals of the Senate and House of Representatives of the Second State Legislature, Journal copies of State officers and for engraving state printing for State Fair purposes for Brand and Tuition of Deaf & Dumb and Blind at the Colorado school for the Blind for paying rewards offered for incident to the selection of lands donated to the State by the federal Government for Common Schools until March 31, 1893. for relief of Laramie Dry Goods for relief of Cowan County Fair Association, of Wyoming Territory Company, H.L. Kiendum & Son Company of Cheyenne Engine Company, J. & John T. Cafferty & Co Wholesale Commercial Company, of the A. H. Revis Printing Company, of the Secretary of the State Board of Horse Commissioners, of Kitty Gordon of Frank A. Fitzer as Adjutant General, of the Paine Pharmacy, of the Second Company of the first regiment of the Wyoming National Guards of Platte & Thos. J. Robertson & Co, of W. Mann

of Company "L" 10th Ky Vol Cavalry, praying pay for use of store of F. L. Simmons, of Ch. Stevens of L. Winslow and for Forster report of the Committee on State Prison Penitentiary Fees and Salaries of State Officers, and ordering 500 additional copies for the use of the Committee; which

Mr. Babb moved to amend said bill by striking out all of section 17.

The ayes and noes were called on the motion to amend and the roll being called were as follows,

Ayes. Messrs Holladay, Hunt, Babb, Mimic McCann, Nelson—6

Noes—Messrs Chatterton, Fitch, Hamilton, Hoge, Hudnutt, Merrill, Richards, Russell, Mr. President—9

Whereupon Mr. President declared the said motion to amend lost.

Mr. Hunt moved to amend said bill by striking out all of section 27.

Mr. Chatterton moved the previous question on the amendment and the same being duly seconded and put the previous question on the amendment was ordered,

The ayes and noes were then called on the motion to amend and the roll being called the vote thereon resulted as follows,

Ayes—Messrs—Holladay—Hunt—Babb, Mimic—4

Noes—Messrs—Chatterton, Fitch, Hamilton, Hoge, Hudnutt, McCann, Merrill, Miller, Richards, Russell, Mr. President—11,

Whereupon Mr President declared the said motion to amend lost,

Mr Chatterton moved the previous question on the final passage of the said substitute for S. F. No 54, and the same being duly seconded and put the previous question was ordered,

Mr Babb moved that the senate do now adjourn which motion was lost.

And substitute for S. F. No 54 was read third

took part in its final passage and passed by the following vote

Ayes. Messrs Chatterton. Fitch. Hamlin. Hoff. Ingersoll McCormick. Mundell. Miller. Richards. Sweet & President — 11

Nays Messrs - Holliday. Hunt. Kabis. Kane — 4

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate & the President declared the bill passed.

Communication from the Governor.

A communication from the Governor relative to executive business was presented to the Senate by the Secretary.

Executive Session

On motion of Mr McCormick the Senate went into Executive session for the consideration of business the following communication was read,

Office of Governor
Executive Department
Cheyenne Wyo Feb 1st 1893.

Hon. W. H. Mundell,
President of the Senate
Sir:

I have the honor to submit for the consideration of the Honorable Senate the following nominations.

Allie E. Mitchell of Fremont County, for Notary Public for the term of two years from March 31st 1893.

Wm. T. Bonnington for State Librarian for the term of two years commencing Feb 2nd 1893.

For members of the Board of Equalization for the term of two years commencing March 1st 1893 Isaac Miller, Thomas McMillan and Daryl A. Craig.

Very Respectfully
John E. Osborne.
Governor.

On motion of Mr Chatterton the foregoing communication

It was then the said bill for distribution thereof
on Saturday the February 18, 1843 at 3 o'clock p.m.
Which motion prevailed,
On motion of Mr. Phillips the amendment thereto
was seconded and the said amendment to the said
bill,
On motion of Mr. Pitts the Senate adjourned

Fifteenth Day.

Senate Chamber,
Cheyenne, Wyo. Feby 15, 1893.

The Senate met at 10 o'clock a.m.
Hon President in the chair
Roll call.
Present - Messrs. Chatterton, Fitch, Hamlin, Hilsley, Hoyt, Hoyt, Kuhn, Kime, Lindsygren, McCormick, Morris, Mullen, Richards, Sweet, Mr. President
Absent - None.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Senate Files on First Reading.

By unanimous consent the following entitled bill was introduced read first time ordered printed and referred as indicated,

S. F. No 59 by Mr. Hilsley A Bill for an act appropriating money out of the State Treasury for the relief of Robert Foote.
Referred to the Committee of the Whole.

Message from the House.

The following message was received from the House:
House of Representatives.
Cheyenne Feby 15, 1893.

Hon. President of the Senate.
Sir

I am directed to inform your Honorable Body that the House has this day passed the following Concurrent resolution
H. C. R. No 1 by Mr. Reed Requesting the Judges of the Supreme Court, Attorney General and others to examine of the constitutionality of laws passed by Judge Lacey.
And said Concurrent resolution is herewith transmitted for your Consideration and action.

Very Respectfully,
E. D. Hewett
Chief Clerk.

House Concurrent Resolution No 1. Requesting the Judges of the

Supreme Court Attorney General and others to make examination of the codification of laws made by Judge Towne was read first time.

Mr Hamblin moved a suspension of the rules for the immediate consideration of said resolution which motion prevailed.

On motion of Mr Hamblin said three Command Resolution No 1 was adopted.

Reports from Committees.

The following reports were received.

Senate Chamber
Olympia Feby 15. 93

Mr President.

Your Committee No 8 to whom was referred S. F. No 51 Bill for an act providing for the Repeal to issue liquor licenses in certain cases beg leave to report recommending that it do pass.

S. Mugill
Chairman.

Senate Chamber
Olympia Feb 16-93

Mr. President:

Your Committee No 9 on Public Printing Joint Printing and Public Accounts beg leave to report the following entitled bills and Senate Joint Resolution printed.

S. F. No 52 By Mr Miller. Bill for an act providing for the compensation of County Officers and the fees to be charged in certain cases. etc.

S. F. No 56 By Mr McConnell Bill for an act authorizing incorporated cities and towns to provide for and regulate the lighting of streets to contract for gas works and electric light works and grant franchises for the furnishing of gas or electric light in such cities towns.

S. F. No 57 by Mr Hamblin Bill for an act to amend Section 7 of Chapter 16 of "An act providing for Private Jurisdiction and procedure & prescribing the duties of County and the Officers in connection therewith" approved January 10, 1891.

STATE OF WYOMING.

S. F. No 58 by Mr Hamlin Bill for an act for the codification and general revision of the laws of the State.

S. F. No 4 by Mr Miller Praying for the submission of an amendment to the Constitution

Very Respectfully,
Your Committee
on Judiciary
Senate Chamber
Cheyenne Feb 15, 1893.

Mr. President:

Your Committee on Judiciary to whom was referred S. F. No 58 by Mr Hamlin Bill for an act for the codification and general revision of the laws of the State, have had the same under consideration and recommend that the following Amendments be made:

Strike out all after the enacting clause and insert in lieu thereof the following:

"That the Revised Statutes of Wyoming as compiled by Hon. Asa S. Bacon, Hon. Clarence D. Clark and Hon. Conrad Alberger, Commissioners appointed by the Governor of the State of Wyoming, under and by virtue of an act of the Legislature of said State, approved February 21st, 1891, and published by the State of Wyoming, be and the same are hereby adopted as the Revised Statutes of Wyoming, and the same are hereby declared to be the Revised Statutes of Wyoming, and the same are hereby declared to be the Revised Statutes of Wyoming, and the same are hereby declared to be

motion that the motion relative to temporarily passed and the Senate proceed to the second reading of bills which motion to amend prevailed.

The said motion as amended was carried and the Senate took up

Bills on Third Reading.

Substitute for S. F. No 7 by Committee No 1 relative to and for and appropriating for the duties of state Shoes and Jails in the several counties of Wyoming and for the raising of funds for the purpose as amended was read second time and ordered engrossed for third reading.

Substitute for S. F. No 11 by Committee No 8 relative to an act entitled "An act regulating the admission and consent of holding and upon certain conditions within the State of Wyoming as amended was read second time and ordered engrossed for a third reading.

S. F. No 5 by Mr Arnold relative to an act relating to the control and maintenance of the Capitol Building and Grounds. was read second time and ordered engrossed for a third reading.

S. F. No 3 by Mr Miller proposing the submission of the Constitutional amendment to the people of Wyoming was read second time.

Mr. Miller moved to amend said resolution by inserting in line 9 after the word "submission." the following: "submission for such approval or rejection shall be only after petition by from four (4) to twenty-five (25) percent of the electors of the State County City Town or precinct as may be required by law and" which motion prevailed and the said resolution was as amended and as amended was duly engrossed for a third reading.

S. F. No 22 relative to an act fixing State Senatorial and Representative districts and determining the legislative representation thereof" was read second time and ordered to a third reading.

S. F. No 42 relative to an act providing the age at which day and dumb children may be admitted as

pupils in the Blind Deaf and Dumb Asylum as State Wards" as amended was read second time and ordered to a third reading.

H. R. No 54 "A bill for an act to provide for the exchange of the laws of this State for the laws of other States and the Territories and for the disposition of laws received in exchange in the State Library. was read second time and ordered to a third reading.

H. R. No 16 "A bill for an act amending Section 2617 and 2618 of the Revised Statutes of Wyoming of 1887 relating to the taking of depositions as amended was read second time and ordered to a third reading.

H. R. No 18 "A bill for an act amending 3310 of the revised Statutes of Wyoming 1887 relating to procedure in criminal cases. was read second time and ordered to a third reading.

H. R. No 20 "A bill for an act providing for the assessment of costs in misdemeanor cases" as amended was read second time and ordered to a third reading.

H. R. No 21 "A bill for an act providing for the punishment of larceny by bailee. was read second time and ordered to a third reading.

H. R. No 22. A bill for an act to regulate the practice of Dentistry in Wyoming. was read second time and ordered to a third reading.

S. F. No 41. A bill for an act to afford a University education to students of small means at the expense of the State as amended was read second time.

Mr Woodruff moved that further consideration of said S. F. No 41 be indefinitely postponed which motion was lost

Said S. F. No 41 as amended was ordered engrossed for a third reading.

Mr Hamlin moved that the rules be suspended for the purpose of adopting substitute for S. F. No 7 substitute for S. F. No 10 S. F. No 5. S. F. No 41. H. R. No 3 and three Bills Numbers 16, 18, 20, 21, 22 & 52 and 54 third time and placing them on final passage. which motion prevailed by a unanimous vote.

Whereupon the Vice President declared the rules sus-

pended for the purpose stated.

Bills on Third Reading.

S.F. No. 1, Still for an act to afford a University education to students of small means at the expense of the State as amended was read third time put on its final passage and passed by the following vote:

Ayes: Messrs. Chatterton, Fitch, Gamble, Golding, Hoyt, Kent, Kibbe, Kime, Lathrop, McCormick, Morrill, Miller, Richards, Russel, The President - 15.

Noes - None.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate the Vice President declared the bill passed.

Mr. Morrill moved that the Senate stand in recess until 11:55 o'clock am and the Senate having divided on the motion the vote thereon was Ayes 7. Noes 4 whereupon the Vice President declared the motion carried and the Senate stand in recess until 11:55 o'clock am.

Recess Fifty-five Minutes.

The Senate reassembled at 11:55 o'clock am. The President in the chair.

The hour of 12 o'clock meridian having arrived the President announced that in pursuance of Sections 14 and 15 Title 2 Chapter 1 Revised Statutes of the United States for 1873 and 1874 and in accordance with the motion of yesterday it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for six years from the 4th day of March A.D. 1893

The Senate thereupon proceeded to the Hall of the House of Representatives where the following proceedings were had.

Joint Session.

Hall of the House of Representatives
Cheyenne Wyo. Feb 15, 1893

STATE OF WYOMING.

At 12 o'clock meridian this day the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House presiding.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2 Chapter 1, Revised Statutes of the United States for 1873-4 and in accordance with the adjournment of the Joint Session yesterday the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for the six years from the 4th Day of March A.D. 1895.

By direction of the Speaker of the House the Chief Clerk then called the roll of the House.

Present - Messrs - Black, Boyer, Baker, Beattie, Bennett, Brown, Symmonds, Burke, Chapman, Clark, Hall, Dan, Dorsey, Dyer, Fenton, Gurney, Hayden, Hayes, Hinkle, Hunter, Hurd, Hyatt, Kingsbury, Kinkead, Russell, Sanders, Spence, Stirling, Taylor, Wood, Wren, Wm. M. Speaker - 33

Absent, None

By direction of the President of the Senate the Chief Clerk then called the roll of the Senate.

Present, Messrs. Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hyatt, Kepler, King, Lindsay, McCormick, Merrill, Mullen, Richards, Russell, Pres't - 15

Absent - None

The President of the Senate announced that the roll call showed a quorum of both the Senate and the House present.

The Legislature then proceeded to vote for a United States Senator by a viva voce vote of each house present.

By direction of the Speaker of the House of Representatives the Chief Clerk then called the roll of the House for the twenty-third joint ballot for United States Senator with the following result

Whole number of the House of Representatives voted. 33

John. Charles Thompson received 19 votes

Geo. T Beck received 8 votes

Francis E Warren received 5 votes

William Brown received 1 vote

Three scattering for John Charles Thompson each

Messrs. Lloyd, Wyatt, Emmitt, Cunningham, Chapman, Dunn, Dyer, Fowler, Harper, Hunter and Knight, Mr. President, Russell, Smith, Starling, Wynn, Wood, Mr. Speaker—19.

Those who voted for the 1st Ballot were:

Messrs. Baker, Brooks, Burke, Colvill, Dugan, Hall, Marshall, Spriggs—8

Those who voted for Francis A. Wyman were:

Messrs. Atkins, Clark, Downey, Gurney, Noble, Tuttle—5.

The Tellers voted for William Brown.—1

The Secretary of the President of the Senate then declared that no Joint Ballot for United States Senator with the following result:

Whole number of votes,
Necessary to a choice,
John L. Thompson received 4 votes,
Francis A. Wyman received 2 votes,
Samuel D. Clark received 2 votes,
Those who voted for Wm. P. Dewey were:
Messrs. Chandler, Fish, Hamlin, Supt. McDonnell, Richards—6

Those who voted for John L. Thompson were:
Messrs. Holliday, Post, Rubis, Reed, Miller,—5
Those who voted for Francis A. Wyman were,
Messrs. Reed, Mr. President—2.
Those who voted for Samuel D. Clark were:
Messrs. Snodgrass, Russell—2.

Whereupon the President of the Senate of the Senate announced the result of the Twenty-third Joint Ballot as follows:

Whole number of votes and Representatives-two votes,
Twenty-four of the Same necessary for a choice,
John L. Thompson received in all 24 votes,
Wm. P. Dewey received in all 14 votes,
Francis A. Wyman received in all 7 votes,
Samuel D. Clark received in all 2 votes,
William Brown received in all 1 vote,

And it appearing that no person had received a majority of the Whole vote Cast in the foregoing ballot the President of the Senate declared that the Legislature had on the Twenty-third Joint Ballot failed to choose a Senator

State Senator from the State of Wyoming.
Senator Richards moved that the Joint session do now adjourn until to-morrow at 12 o'clock noon which motion prevailed
Whereupon the members and officers of the State appeared in the Senate Chamber.

In Senate Chamber

At 1.22 o'clock p.m. the Senate convened in the Senate Chamber
Mr President in the chair.
On motion of Mr. Chatterton the Senate took a recess until 3 o'clock p.m.

After noon Session.

The Senate reconvened at 3 o'clock p.m.
Mr. President in the chair.
Mr President announced the business before the Senate the consideration of third reading of bills under suspension of the rules in accordance with the motion adopted by the Senate this morning.

Bills on Third Reading.

Substitute for S. F No 7. Bill for an act providing for the erection of Courthouses and Jails in the several counties of Wyoming and for the raising of funds for that purpose" as amended was read third time put on its final passage and passed by the following vote:
Ayes- Messrs. Chatterton, Fitch, Hamlin, Holliday, Kopf, Smith Babb, Kind, Thurmond, McCormick, Morrell, Richardson, Russell Mr. President — 14.
Noes- None
Absent- Mr. Mullen — 1.
And so the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr President declared the bill passed.
Substitute for S. F No 11. Bill for an act entitled, "An act regulating the admission and conduct of Spectators and Persons within the State of Wyoming." as amended was read third time put on its final passage and passed by the following vote.

Ayes- Mess. Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kinn, Langrogen, McCormick, Mead, Wallis, Richards, Russell, Mr. President 15.

Nays- None

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr. President declared the bill passed.

S. F. No 5, Bill for an act relating to the control and maintenance of the Capitol Buildings and grounds," was read third time put on its final passage and passed by the following vote.

Ayes- Mess. Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kinn, Langrogen, McCormick, Mead, Wallis, Richards, Russell, Mr. President-15.

Nays- None.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr. President declared the bill passed.

S. F. No 3 Proposing the submission of two Constitutional amendments to the people of Wyoming. As amended was read third time put on its final passage and failed to pass the vote thereon being as follows.

Ayes. Mess. Holliday, Hunt, Kabis, Kinn, McCormick, Wallis, Russell.-7

Nays. Mess. Chatterton, Fitch, Hamlin, Hoyt, Langrogen, Mead, Richards, Mr. President- 8

And so the said resolution having failed to receive the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the said resolution lost.

S. F. No 16, "Bill for an act amending Sections 2617 and 2618 of the Revised Statutes of Wyoming of 1887 relating to the taking of depositions as amended who read third time, put on its final passage and passed by the following vote.

Ayes. Mess. Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kabis, Kinn, Langrogen, McCormick, Mead, Wallis, Richards, Russell, Mr. President-15

Nays- None.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

STATE OF WYOMING.

H. R. No 18, "Still for an act amending Section 330 of the Revised Statutes of Wyoming 1887 relating to procedure in criminal cases" was read third time put to its final passage and passed by the following vote:

Ayes. Messrs. Chatterton, Saunders, Stidger, Hoyt, Hunt, Kutis, Kimball, Shurlow, McCormick, Arnold, Miller, Richards, Russell — 13

Noes. Messrs. Foth, Pres. — 2

And as the bill having received the affirmative vote of a majority of all the members elected to the Senate Pres. declared the bill passed.

H. R. No 20 "Still for an act providing for the assessment of costs in misdemeanor cases" as amended was read third time put to its final passage and passed by the following vote:

Ayes. Messrs. Chatterton, Foth, Hanley, Stidger, Hoyt, Hunt, Kutis, Kimball, Shurlow, McCormick, Arnold, Richards, Russell — 13.

Noes — Pres. — 1

Absent — Mr. Miller — 1

And as the bill having received the affirmative vote of a majority of all the members elected to the Senate. Pres. declared the bill passed.

H. R. No 2, "Still for an act providing for the punishment of larceny by bailee who read third time put to its final passage and passed by the following vote:

Ayes. Messrs. Chatterton, Foth, Saunders, Stidger, Hoyt, Hunt, Kutis, Kimball, Shurlow, McCormick, Arnold, Miller, Richards, Russell, Pres. 15

Noes — Hunt

And as the bill having received the affirmative vote of a majority of all the members elected to the Senate, Pres. declared the bill passed.

H. R. No 22. "Still for an act fixing State Senatorial and Representative districts and defining the legislative representation thereof," was read third time put to its final passage and passed by the following vote.

Ayes. Messrs. Chatterton, Foth, Hanley, Stidger, Hoyt, Hunt, Kutis, Kimball, Shurlow, McCormick, Arnold, Miller, Richards, Russell, Pres. — 15.

Noes. — Hunt

And as the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

H. B. No 42. "Bill for an act prescribing the age at which deaf and dumb children may be admitted as pupils in the Deaf and Dumb Asylum and repealing all laws in conflict therewith" was read third time put on its final passage and passed by the following vote.

Yeas—Messrs Chatman, Finn, Hamlin, Holliday, Hyatt, Hutchison, Kilpatrick, Lindsey, McCormick, Mundt, Miller, Richards, Russell, Mr. President—15.

Nays—None.

And as the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr. President declared the bill passed.

H. B. No 52, "Bill for an act to regulate the practice of Dentistry in Wyoming" was read third time put on its final passage and passed by the following vote.

Yeas—Messrs Chatman, Finn, Hamlin, Holliday, Hyatt, Hutchison, Kilpatrick, Lindsey, McCormick, Mundt, Miller, Richards, Russell, Mr. President—15.

Nays—None.

And as the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr. President declared the bill passed.

Message from the House.

STATE OF WYOMING.

The following message was received from the House of Representatives, Cheyenne Feb 16th 1893.

Hon. President of the Senate

Sir:

I have the honor to inform your Honorable Body that the following entitled Memorial was this day introduced in the House:

H. F. No. 11 By Com. No.

Praying Congress that no land be granted permitting the Building of Railroads into or through the Yellow Stone National Park or changing the Boundaries thereof.

Very Respectfully

R. A. Brady

Asst Chief Clerk

House of Representatives,

Cheyenne Wyo. July 15, 1893.

Hon. President of the Senate:

Sir:

I am directed to inform your Honorable Body that the following entitled Senate File H. F. Memorial and H. File was this day passed by the following vote

Yeas 28. Nays None. An act to amend and re-enact Section one of Chapter forty-nine and to repeal Section eight of Chapter fifty-nine of the Session Laws of the State of Wyoming enacted by the First State Legislature regulating the Grand Jury System.

Page 25-Sess. Laws, Extra Sess. 1.

H. F. No. 8. By Committee. By the Second Legislature of the State of Wyoming to the Congress of the United States praying for the passage of a bill submitting a constitutional amendment granting equal political rights to the women of the United States.

Yeas 23 Nays 2 Absent 8

H. F. No 2 By Com. Memorial Requesting the Congressional Representatives of Wyoming to obtain justice for the Shoshone Indians.

Yeas 18, Nays 10, Absent 4. Not voting 1.

H. F. No 6 By Mr. Taylor, Memorializing Congress against the repeal of the Act of July 14, 1890 appropriating the purchase of 54,000,000 ounces of silver a year.

Sess 29 Sess 0. Stent 4
H.F. No 34. By Mr. Russell an act to enforce section
(1) Article nineteen (19) of the Constitution of the State of Wyoming
concerning Bonds of Restitution and establishing a State
Lake Board of Restitution.
Sess 29 Sess 1. Stent 5.
and
H.F. No 1 / 89 by Mr. Rawlings. An act for the general
Supervision of Banks amending Section 445 Revised Statutes
of Wyoming.
Sess 29. Sess 1 Stent 4.
and said H.F. No 128 is herewith returned to the Senate
and said H.F. No Numbers 8-2 and 6 and said H.F. No
Numbers 34 and 41 are herewith transmitted for your consideration and action.

H D Emmett
Chief Clerk.

Committee of the Whole.

On motion of Mr Holliday the Senate resolved itself into a Committee of the Whole for the consideration of bill in the general file.

Mr. Hamlin in the chair.

Upon arising the Committee of the Whole reported as follows:

Mr. President:

Your Committee of the Whole having had under consideration bills in the general file beg leave to report same back to the Senate with the following recommendations:

That H.F. No 50. Bill for an act to repeal and reenact sections 7. 8. 9. 10 and 11 of Chapter 55 sections 4 and 5 of Chapter 53 of the Session Laws of the First State Legislature of Wyoming 1890-1891" be amended as follows:

In Chapter 55. Sec 7 line 5 strike out the words "ten hundred" and insert "seven hundred and fifty". In line 6 strike out "eight" and insert "five" in line 4 strike out "fifteen" and insert "twelve"

In Sec. 9 line 4 strike out the words "seven hundred and fifty" and insert "six hundred.

In Sec 11 line 9 strike out "seven hundred and fifty" and insert "five hundred" and in line 7 amend in accordance In line 12 after the word "8" insert "inch" and after the word

"act" insert "is amendatory."

In Chapter 53 sec 4 line 2 after the word "clerk" insert "of the District Court." in line 3 after the word clerk insert "of the District Court." in line 5 before the word additional "insert "each"

In section 5 line 1 strike out the word "shall" insert the word "may" and amend line 5 of said section in the same manner; in line 6 after the word "Judge" insert "by and with the consent of the Board of County Commissioners."

In lines 4 and 5 strike out the words "in case of sickness or disability he is unable to perform the duties of his office."

After the figures "1895" in line 17 of section 5 insert the following "at which time this act shall be in full force and effect"

Amend sec 8 of Chapter 55 in line 3 by striking out the word "ten" and inserting the word "nine."

And that so as amended and S.F. No 50 do pass.

L. L. Hamlin
Chairman.

On motion of Mr Chatterton the report of the Committee of the Whole was adopted and said S.F. No 50 was amended in accordance with the recommendations therein contained.

Reports from Committees.

By unanimous consent the following report was received.

Senate Chamber
Cheyenne Feb. 15. 1893.

Mr. President:

Your Committee on Judiciary having had under consideration S.F. No 57 for an act to amend sec 7 of Chapter 16 of session laws 1890-91. beg leave to recommend that same do pass.

L. L. Hamlin
Chairman.

On motion of Mr Chatterton the Senate adjourned.

J. Applegate
Chief Clerk.

Thirty-first Day.

Senate Chamber
Cheyenne Wyo. Feb 16. 1898

The Senate met at 10 o'clock a.m.
Mr President in the chair.
Roll call
Present Myers - Chamberlin. Fish. Hamlin. Hudson. Kost.
Lutt, Metz. Reid. Snedigar. McConnell. Mail. Wells
Richards. Purcell. Mr President -
Present - Absent
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read
and approved.

Third Reading of Bills on First Reading

The following entitled bills and Joint Memorials were
read first time and ordered to be printed and
messages were referred to the Committee of the Whole.
H.B. No 2 "Respecting the Congressional Representation
of Wyoming to retain position in the Forty Second Congress."
H.B. No 6 "Memorializing Congress against the repeal
of the act of July 14 - 1890 requiring the purchase of
54,000,000 ounces of silver a year."
H.B. No 8. "A Joint Memorial of the Forty Second Legislature
of the State of Wyoming to the Congress of the United States"
praying for the passage of a bill submitting a constitutional
amendment granting equal political rights to the women
of the United States.
H.B. No 34 "Bill for an act to impose duties upon the
Secretary of the constitution of the State of Wyoming requiring
"Rules of Notaries" and establishing a State Auditing Board
of Arbitration."
H.B. No 41 "Bill for an act to amend and re-enact
Section 445 Revised Statutes of Wyoming relating to the
general compensation of state officers."

Reports from Committees.

The following reports were received:

STATE OF WYOMING.

Senate Chamber
Cheyenne, February 16, 1893

Mr. President:

Your Committee on Enrollment & Engrossed Bills beg leave to report that S. F. No 7 entitled "An act to amend and re-enact Section seven of Chapter Fifty Nine and to repeal Section Eight of Chapter Fifty-Nine of the Session Laws of the State of Wyoming enacted by the First State Legislature regulating the Grand Jury System." is properly enrolled as Enrolled Act No 7 Senate.

Respectfully
C. C. Hamblin,
Chairman.
Senate Chamber
Cheyenne, February 16, 1893

Mr. President:

Your Committee on Enrollment & Engrossed Bills beg leave to report that Senate File No 32 entitled "An act ceding to the United States jurisdiction over certain municipal lands and the Cheyenne Barracks Reservation" is properly enrolled as Enrolled Act No 6 Senate.

Respectfully
C. C. Hamblin.
Chairman.

By unanimous consent the Senate passed to —

Bills on Second Reading.

S. F. No. 50 "Bill for an act to repeal and re-enact Sections 7, 8, 9, 10 and 11 of Chapter 55 Section 4 and 5 of Chapter 53 of the Session Laws of the First State Legislature of Wyoming 1890—1891," as amended was read second time and ordered engrossed for third reading.

Bills on Third Reading.

S. F. No. 38 "Bill for an act to repeal all of Chapter 40 of the Session Laws of Wyoming passed by the Eleventh Legislative Assembly. In reference to paying for mileage and per diem of Jurors" was read third time and put on its final passage

and passed by the following vote.

Yeas — Messrs. Fish, Hamlin, Hastings, Hoyt, Kubie, Purington, McCormick, Mundt, Russell, Mr. President — 10

Nays — None.

Absent — Messrs. Chatterton, Hunt, King, Miller, Richards — 5.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

S. F. No. 37, bill for an act to amend subdivision Chapter 21 of the Revised Laws of Wyoming of 1899 to regulate the practice of pharmacy, as amended was read third time put to the final passage and passed by the following vote:

Yeas — Messrs. Chatterton, Fish, Hamlin, Miller, Hoyt, Hunt, Kubie, King, Purington, McCormick, Mundt, Richards, Russell, Mr. President. — 14.

Nays — None.

Absent — Mr. Miller — 1

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

On motion of Mr. Fish said S. F. No. 35 was engrossed during the morning session.

Committee of the Whole.

On motion of Mr. Hastings the Senate resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr. Hamlin in the chair.

Upon arising the Committee of the Whole reported as follows:

Mr. President:

Your Committee of the Whole having had under consideration bills on the general file beg leave to report progress and ask leave to sit again.

L. C. Hamlin.
Chairman.

On motion of Mr. Hastings the report of the Committee of the Whole was adopted.

Senate File on First Reading.

By unanimous consent the following senate file was introduced read first time ordered printed and referred to the Committee of the Whole.

S.F. No 60 by Mr. Richards "Still for an act appropriating money out of the State treasury for the purpose of reimbursing the officers and enlisted men of the Wyoming National Guard while on duty during the Miners' encampment of 1892.

On motion of Mr. Richards the Senate stood recessed until 11:55 o'clock a.m.

After Noon Session

The Senate reassembled at 11:55 a.m. Mr. President in the Chair.

The hour of 12 o'clock meridian having arrived Mr. President announced that in pursuance of section 14 and 15 Title 2 Chapter 1. Revised Statutes of the United States for 1873 and 1874 and in accordance with the action of yesterday it would be the duty of the Senate to proceed forthwith to the Hall of the House of Representatives to unite with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for the six years from the 4th day of March A.D. 1893.

The Senate thereupon repaired to the Hall of the House of Representatives where the following proceedings were had.

Joint Session.

Hall of the House of Representatives
Cheyenne Wyo. Feb. 1893.

At 12 o'clock meridian this day, the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House presiding.

The President of the Senate announced that in pursuance of sections 14 and 15. Title 2 Chapter 1. Revised

SENATE JOURNAL,

States of the United States for 1873-4 and in accordance with the adjournment of the Joint Assembly yesterday the Senate and House then met for the purpose of taking action in the election of a Senator to the Congress of the United States from the State of Wyoming for the ensuing term of six years from the 4th day of March A.D. 1893.

On motion of the Senate of the House of Representatives the Chief Clerk thereof called the roll of the House for the purpose of ascertaining the presence of the Senate.

Present - Messrs Corthell, Fitch, Goodwin, Holden, Hoyt, Mott, Rubis, Smith, Thompson, H. Townsend, Wallis, Whiteman, Richard, Russell, Mr. President - 16.

Absent - None

The President of the Senate announced that it would be well should a quorum of each the Senate and House be present.

The Legislature then proceeded to vote for an United States Senator by a viva voce vote of each member present.

On motion of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House for the Thirty-fourth joint ballot for United States Senator, with the following result

Thirty-three members of the House of Representatives, viz.

E. Warren, received 8 votes.
Bulgin, Person received 7 votes.
E. Thompson received 5 votes.
Van De Vanter received 3 votes,
W. F. Bighams received 3 votes,
A. A. Horse received 3 votes,
L. F. Grant received 3 votes,
C. D. Clark received 1 vote.

There was duly for J. E. Warren and:
Messrs. Rinkle, Clark, Carroll, Kenny, Kearney, Hinkle, Person.

Tyrrell—8
Those who voted for William Barron were:
Messrs. Arundale, Ivinson, Angus, Kingsbury, Amidon, Taylor, Mc
Speaker—7
Those who voted for J. C. Thompson were:
Messrs—Emmett, Farlow, Gripon, Hunt, Pickett—5
Those who voted for David Baxter were:
Messrs—Lloyd, Rankin, Russell—3
Those who voted for D. F. Richards were:
Messrs—Hyer, Roche, Simpson—3
Those who voted for W. H. Harris were:
Messrs—Kuhn, Stirling, Wood—3.
Those who voted for A. J. Scott were:
Messrs—Chapman, Hunter, Mann—3
Mr. Sundell voted for L. D. Clark—1
By a unanimous vote of the President of the Senate the Chief Clerk of said body called the roll of the Senate for the thirty-fourth joint ballot for United States Senator with the following result:—
Fifteen Senators voted.
A. J. Scott received 5 votes.
William Barron received 4 votes
L. D. Clark received 3 votes.
David Baxter received 2 votes.
D. F. Richards received 1 vote.
Those who voted for A. J. Scott were:
Messrs. Fifer, Hamlin, Hoyt, Merrill, Mc. President—6.
Those who voted for William Barron were
Messrs Arundale, Hunt, Lewis, McCormick—4,
Those who voted L. D. Clark were:
Messrs Chatterton, Snodgrass, Richards—3.
Those who voted David Baxter were:
Messrs Bond, Shelton—2
Mr. Russell voted for D. F. Richards—1.
And upon the announcement of the result of the thirty-fourth joint ballot as follows,
Forty-eight Senators and Representatives having voted
Thirty-five votes being necessary for a choice—
A. J. Scott received 13 votes.
William Barron received 11 votes.
J. C. Thompson received 10 votes.

Hon W. F. Watts received in all 5 votes.
Hon J. Lee received in all 4 votes.
Hon F. Richards received in all 4 votes.
Hon A. L. Jones received in all 3 votes.
Hon F. Evans received in all 3 votes.
And it appearing that no person had received a majority of the total vote cast in the following the President of the Senate declared that the Legislature had on the Twenty-fourth Joint Ballot failed to elect on United States Senator from the State of Wyoming.

Representative Lee moved that the Joint Assembly adjourn until 12 o'clock noon. Which motion having carried on the question of adjournment the vote stood as follows:

Nays 24, Nays 20.

Whereupon the President of the Senate declared the motion lost.

The Congregation again proceeded to vote for a United States Senator by a viva-voce vote of each member present.

Mr. Appleton of the Speaker of the House of Representatives the Chief Clerk announced the will of the House for the Twenty-fifth Joint ballot for United States Senator with the following result:—

Twenty-three members of the House of Representatives voted.
For F. E. Warren received 8 votes.
Hon W. Watts received 6 votes.
For A. L. Jones received 6 votes.
William Loomis received 6 votes.
Dr. F. Richards received 3 votes.
L. L. Thompson received 3 votes.
C. D. Clark received 1 vote.
Those who voted for F. E. Warren were:—
Messrs — Bonk, Clark, Cahill, Dorsey, Evans, Finkle, Kinnan, Leslie — 8
Those who voted for Hon W. Watts were:—
Messrs. Allad, Beattie, Chapman, Hunter, Russell, Wm — 6
Those who voted for A. L. Jones were:—
Messrs. Baker, Emmett, Hyer, Jones, Stirling, Wm. — 6
Those who voted for William Loomis were:
Messrs - Bramberger, Dunn, Hungerford, Knight, Taylor, Mr. Speaker — 6

STATE OF WYOMING.

Those who voted for Dr F Richards were:-
Messrs Hyer & Burke & Brown, — 3
Those who voted for L C Thompson were:
Messrs Draper, Hunt, Pickett — 3
Mr Steele voted for C. D Clark — 1
By motion of the President of the Senate the Roll was called the vote of the Senate for the twenty-fifth joint ballot for United States Senator with the following result of said Senatorial vote:
F. E. Warren received 4 votes.
C. D Clark received 4 votes.
William Mason received 4 votes.
Jno W Watts received 2 votes.
Dr F Richards received 1 vote.
Those who voted for F. E. Warren were:
Messrs Fitch, Hoyt, Mundy & Wilson — 4
Those who voted for C. D Clark were:
Messrs Chatterton, Anderson, Richards Bunsel — 4
Those who voted for William Mason were:
Messrs Holliday, Hunt, Kopis McCormick — 4
Those who voted for Jno W Watts were:
Messrs Kirk, Nolan — 2.
Mr Rankin voted for Dr F Richards — 1
Thereupon the President of the Senate announced the result of the twenty-fifth joint ballot as follows
Forty-eight Senate and Representatives had voted twenty-four votes being necessary for a choice
F E Warren received in all 12 votes.
William Mason received in all 9 votes.
Jno W Watts received in all 8 votes.
R. D Corbin, received in all 6 votes.
C. D Clark, received in all 5 votes.
Dr F Richards received in all 4 votes.
L. C. Thompson received in all 3 votes.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot the President of the Senate declared that the Legislature had on the twenty-fifth joint ballot failed to choose a United States Senator from the State of Wyoming.
Senator Fitch moved that the Joint Session do now adjourn until 10 o'clock noon and the

Joint Session having proceeded to the question the vote thereon recorded,

Ayes 20 Noes 26

Whereupon the President of the Senate declared the motion lost.

The Congressional Caucus proceeded to vote for a United States Senator by a viva voce vote of each member present, the Secretary of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the Senate for the twenty-sixth joint ballot for United States Senator with the following result.

Thirty-three members of the House of Representatives voted.

J. L. Mann received 8 votes.
William Hanson received 7 votes.
R. A. Ford received 7 votes.
Geo. W. Watts received 4 votes.
J. F. Richards received 2 votes.
J. D. Clark received 2 votes.
A. C. Thompson received 1 vote.
Geo. T. Peck received 1 vote.
W. A. Harden received 1 vote.

Those who voted for J. L. Mann were:

Messrs. Hinkle, Clark, Cobbledick, Downey, Gurney, Snell, Tuckell, Tousley. — 8

Those who voted for William Hanson were:—

Messrs. Ramsdell, Van Horn, Harper, Kingsbury, Linder, Taylor, Wise, Speaker — 7

Those who voted for R. A. Ford were:

Messrs. Baker, Bennett, Dix, Faulds, Hanks, Hedges and — 2

Those who voted for Geo. W. Watts were:—

Messrs. Abel, Bennett, Chapman, Russell — 4

Those who voted for J. F. Richards were:—

Messrs. Hays, Hyman — 2.

Those who voted for J. D. Clark were—

Messrs. — Parker, Taylor — 2.

Mr. Wise voted for Geo. T. Peck — 1.

Mr. Faulds voted for W. A. Harden — 1.

Whereupon the President of the Senate declared the Congressional Caucus of the members of the Senate for the twenty sixth joint ballot for United States Senator with the following result:—

System dispensed with.
C. D. Clark received 4 votes
F. E. Warren received 2 votes
William Kerns received 2 votes.
A. A. Horn received 2 votes,
Jno. W. Hatch received 2 votes,
Jno. F. Richards received 1 vote,
J. L. Davis received 1 vote,
Edward Homer received 1 vote,
Those who voted for C. D. Clark were:—
Messrs — Hamlin, Gardner, Richards, Mc. Dermott — 4
Those who voted for F. E. Warren were:—
Messrs — Hoyt — Mundell — 2.
Those who voted for William Kerns were:—
Messrs — Hunt, McCormick — 2.
Those who voted for A. A. Horn were:—
Messrs — Holliday, Hatch — 2
Those who voted for Jno. W. Hatch were:—
Messrs — Irvine, Mullen — 2.
Mr Russell voted for Jno. F. Richards — 1
Mr Chatterton voted for J. L. Davis — 1.
Mr. Fitch voted for Edward Homer — 1
Whereupon the President of the Senate announced the result of the twenty-sixth joint ballot as follows
Forty-eight Senators and Representatives had voted-
twenty-four votes being necessary for a choice.
F. E. Warren received in all 10 votes.
William Kerns received in all 9 votes
A. A. Horn received in all 9 votes.
C. D. Clark received in all 6 votes.
Jno. W. Hatch received in all 6 votes.
Jno. F. Richards received in all 3 votes.
J. L. Thompson received in all 1 vote.
Wm J. Fitch received in all 1 vote,
Jno. L. Davis received in all 1 vote
Edward Homer received in all 1 vote.
W. A. Riddle received in all 1 vote.
And it appearing that no person had received a majority of the total vote cast in the foregoing ballot the President of the Senate declared that the Legislature had on the twenty-sixth joint ballot failed to choose a United States Senator for the

State of Wyoming.

Senator Richards moved that the Joint Session do now adjourn until to-morrow at 12 o'clock noon and the Joint Session having voted on the question the vote thereon result-ed: Ayes 26 Noes 23.

Whereupon the President of the Senate declared the Joint Session adjourned until 12 o'clock noon to-morrow.

The minutes and Officers of the Senate at present to the Senate Chamber.

In Senate Chamber.

At 12:40 o'clock pm. the Senate reconvened in the Senate Chamber.

Mr. President in the Chair.

On motion of Mr. Hoyt the Senate stood in recess until 3 o'clock pm.

After-noon Session

The Senate reconvened at 3 o'clock pm.
Mr. President in the chair.

Message from the House.

The following message was received from the House, Signed by Representatives.
Cheyenne Wyo Feb 16. 1893.

Mr. President of the Senate.

Sir. I am directed to inform your Honorable body that the following entitled Bill and Concurrent Resolution was this day introduced in the House.

H. R. No 98 by Committee No 3. To an act appropriating money for additional printing &c.

H. C. Res. No 2 by Mr. Hunt. Relating to woman suffrage with suspension of the rules passed unanimously.

I am also directed to inform your Honorable body that the following bills were under suspension of the rules this day passed by the House.

H. R. No 96. Which to extend the operate limits of cities and

terms in certain cases.

Stys 27. Sess. 1. Stent 5.

An act for H. F. No 89, an act to provide for the investment of the permanent funds arising from the sale of state lands and for the distribution of the income derived from such investment and from the leasing of state lands.

Stys 27. Sess 1. Stent 6.

Also that the following bills was passed in the regular course of business.

H. F. No 12. An act to protect the waters of the State from the encroachments of appropriators in other States and limiting continuous proceedings thereto and appropriating money to pay the expenses thereof.

Stys 29. Sess 2. Stent 2.

H. F. No 32. An act to repeal and re-enact Chapter Seventy-two (72) of the Session Laws of the first State Legislature assembly, which amended Section 2370 of the Revised Statutes of Wyoming relating to limitations arising under contracts not writing.

Stys 31-Sess 1.-Stent 1.

H. F. No 82. An act to regulate the cost of printing and re-enacting sections three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, and three hundred sixteen of the Revised Statutes of Wyoming.

Stys 27.-Sess 4-Stent 2.-

H.F. No 63, An Act appropriating the sum of twelve hundred dollars out of the State Treasury to re-imburse W. A. Grant for expenses incurred while auditor of the Territory of Wyoming.

Stys 24-Sess 4.- Stent 3.

H. F. No 29. An act to amend Section eight of Stent entitled "An act providing for the establishment of the Wyoming Agricultural College and to provide for the location and government of the same and for the investment of the funds given and for other purposes." Approved January 16, 1891.

Stys 31-Sess 1.-Stent 2.

H. F. No 48. An act to repeal sections 5, 6 and 7 of Chapter four of an act entitled "An act providing for peremptory jurisdiction and procedure and prescribing the duties of courts and the officers in connection therewith." Approved Jan...

10, 1891 relating to the proof of incorporators in such
wills.

H. R. 32 Ames v. Hunt.

H. R. 174, An act to adopt an orographic will
and to provide for the execution and proof thereof.

H. R. 32, Ames v. Hunt, and

H. C. R. No 2 and H. R. Nos 95 — 39 — 62 — 37 —
32 — 63 — 29 — 28 and 49 are herewith respectfully
transmitted for your consideration and action.

Very Respectfully
H. D. Mutz
Clerk.

Reports from Committees.

Mr President:

Your committee on enrollment and engrossment respectfully
report that they have carefully examined H. R. No 174, "A bill for an act to repeal and re-enact sections
1, 8, 9, 10 and 11 of Chapter 55 - Sections 4 and 5 of Chapter
53 of the session laws of the first State Legislature of
Wyoming 1890 and 1891 on pages 195, 214 and 215.

Respectfully,
F. L. Hutton,
Chairman.

Senate Chamber
Cheyenne Feb 15, 1893.

Mr President:

Your Committee No 2 having had H. R.
No 174 "A bill for an act to provide for the payment by
the State of Wyoming of expenses incurred in criminal
cases therein therein, in twenty or more defendants with
danger of some has been or may hereafter be taken upon
the application of the defendant from the county in which
the alleged offense was committed and locating upon for
for the same," report same back with recommendation
that it be referred to the Committee of the Whole.

F. L. Hutton,
Chairman.

Senate Chamber
Cheyenne Feb 16, 1893.

Mr. President:

Your committee on engrossment respectfully
report the following entitled bill properly engrossed, H. R.
No 60 A bill for an act to repeal and re-enact sections
7, 8, 9, 10 and 11 of Chapter 55 - Sections 4 and 5 of Chapter
53 of the session laws of the first State Legislature of
Wyoming 1890 and 1891 on pages 195, 214 and 215.

Respectfully,
F. L. Hutton,
Chairman.

STATE OF WYOMING.

Senate Chamber
Cheyenne Wyo. Feb 16, 1893.

To President:

Your Committee No 19 on Public Printing Joint Printing and Public Accounts begs leave to report the following entitled bill printed:

S. F. No 52 Still for an act appropriating money out of the State Treasury for the relief of Ellen Foote,

Very Respectfully,
Geo. W. Post
Chairman

Committee of the Whole.

On motion of Mr. Kellogg the Senate resolved itself into a committee of the whole for the consideration of bills on the general file.

Mr. Post in the chair.

Upon arising the committee of the whole reported as follows:

Mr. President.

Your Committee of the Whole having had under consideration bills on the general file beg leave to report same back to the Senate with the following recommendations:

That substitute for S. F. No 15 "Still for an act providing for the collection and compilation of census information" be amended as follows:

In sec. 3, line 1. after the word "any" insert "assessor or".

Wherever the word "district" appears in said bill substitute the word "county" therefor

Strike out all of section 6 after the word "commissioners" where said word appears in line 6 of said section, and that same end with S. F. No 15 do pass as thus amended.

That S. F. No 48 "Still for an act to prohibit gambling and gaming" do pass

That S. F. No 41 "Still for an act to protect trade and commerce against unlawful restraints and monopolies" be amended, in sec 6 by inserting after the word "If" in line 2 the words "the doing of by such" thus person a corporation" and in line 5 by striking out the word "shall" and by striking out the words "including the reasonable attorneys fee."

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when they appear in lines 5 and 6, and that said bill as thus amended, do pass.

That S. F. No. 5 "A bill for an act relating to the appointment of notaries public" do pass.

That S. F. No. 6 "A bill for an act concerning the appointment of notaries public of the state etc." be amended as recommended by Committee No. 13 and that as thus amended it do pass.

That S. F. No. 7 "A bill for an act providing for the repeal of dead wood laws in certain cases" do pass.

Dan W. Hoyt,
Chairman.

On motion of Mr. Fitch the report of the Committee of the whole was adopted and said bill, S. F. No. 15, as thus amended was ordered engrossed and read third time with the recommendations thereon obtained.

Signing of Enrolled Bill.

Mr. President announced that he was about to sign Enrolled Act No. 6 "An act relating to the United States government over certain swamp lands and lands and the Yellowstone Indian Reservation," also Enrolled Act No. 7 "An act to amend and re-enact sections 7 of Chapter 59 and to repeal sections 8 of Chapter 59 of the Session Laws of the State of Wyoming enacted by the First State Legislature regulating the Grand Jury system" also Enrolled Act No. 15, House.

"An act making appropriation to pay the salaries and contingent expenses of state officers; the contingent and stationery expenses of the various state Boards and Commissions; the incidental expenses incident to any summit or visit; the expense for arms and incidental expenses of militia organizations, and transportation and care of arms and ammunition on state buildings and state grounds; providing session fees, mileage of the Senate and House of Representatives of the second State Legislature, annual reports of state officers; and for printing state printing; for state Fair premiums; for board and tuition of deaf mute sons and dependent children at the Colorado School for the Deaf; for paying land office fees, incident to the location of lands donated to the state by the Federal Government; for Grounds salary until March 31st, 1893; for the relief of Captain Van Petersen; for relief of

Lincoln County Fair Association; of Wyoming Hardware Company; of E.L. Markham Store Company; of Cheyenne Laundry Company; of John A. Lufkin; of Peckham Commercial Company; of the Pioneer Printing Company; of the Secretary of the State Board of Live Stock Commissioners; of Willis Sloan; of Frank A. Hilton as Assistant Guard; of the Palace Stables; of the overall company of the First Regiment of the Wyoming National Guard; of Potter & Day; of Calpatrick & Co.; of A. H. Mann; of Company "C" W.N.G.; of the Governor, Edward Bowen and the estate of F.E. Chapman; of E.A. Slack, of S.C. Hinckley and for salary right of the State Auditor and Contingent for the State Fish Commission; Expense of pursuing State Animal; Bounties of State maped Penguin of Long Peke; and relief of H. A. Spicer, and for Lock Potter Land Contest" and did sign the same in the presence of the Senate affix his official signature to each of said Enrolled Acts,

Message from the House;

The following message was received from the House:

House of Representatives
Cheyenne, Feby 16, 1893

Hon. President of the Senate,

Sir:

I am directed to inform your Honorable body that the following bills were this day under suspension of the rules passed the House.

H. F. No 34 For an act to authorize and empower the board of County of the State to Contract indebtedness for erecting county buildings and to issue negotiable Coupon bonds therefor

Page 27, Sess. Laws Extra 6.

H. F. No 35 For an act to amend and re-enact section 1807 of the Revised Statutes of Wyoming in such manner as to provide for the presentation and audit of claims against a County and the drawing of County warrants against designated County funds and upon warrants per centum of the amount of taxes levied for the purposes of such funds and to repeal inconsistent laws,

Page 29, Sess. Laws, Extra 6.

H. Enrolled File No-36. For an act entitled "An act to amend relating to County Indebtedness"

Chap 28 - Sess. Const.

Senate File No 39, Re Sheep Comm. "Bill to enact allowing irrigation companies or associations to assess the capital stock wholly paid up & not to the terms of such associations for the purpose of paying the necessary expenses of keeping ditch and flumes in repair and for other purposes."

Chap 27 Sess. Const.

Ord with N. F Nos 34-35-36 and 39 be severally respectfully returned

Com Reports
H. J. Hyatt
Chief Clerk.

Reports from Committees.

Mr. Mountford offered the following report was read:

Senate Chamber
Cheyenne Feb 16, 1893

Mr. President:

Your Committee No 4 to whom was referred S. F. No 5 by Mr. Fenton "Bill for an act to appropriate $2,000 for the purchase of a site for the location of an Agricultural College building at Laramie," respectfully report the bill back without recommendation

J. F. Richards,
Chairman

Communications from the Governor.

A communication from the Governor relating to executive business was presented to the Senate by Mr. Asst. Private Secretary

Executive Session.

On motion of Mr. Chatterton the Senate went into executive session for the consideration of executive business.

The following communication was read.

State of Wyoming.
Executive Department.

STATE OF WYOMING.

Cheyenne Wyo. Feb. 15th 1893

Hon. F. W. Mondell
President of the Senate,

Sir:

I have the honor to submit for the consideration of the Senate, thereof the following nominations:— For Trustees of the State University, for six years commencing February 2nd 1893.

William T. Williams of Buffalo, Johnson County vice Charles L. Wagner, term expired.

Robert H. Homer of Laramie, Albany County, vice Gilbert Talbot term expired.

W. W. Jones of Carbon County vice Edward T. David who was appointed to fill a vacancy occasioned by the resignation of Prof. W. C. Simpson.

For Trustee of the State University for two years commencing February 2nd 1893.

W. W. Corlett of Upton, Weston County vice Wm. Mathewson resigned.

For Trustee of the State University for four years commencing February 2nd 1893.

Constantine Boyd of Laramie, Albany County vice Edward Sonnen who was appointed to fill a vacancy occasioned by the death of Frederick C. Hoffman.

Very Respectfully
John E. Osborne.
Governor.

Mr. Chatterton moved that the foregoing communication be laid over until February 15, 1893 at 3 o'clock pm at which time the said communication together with other executive communications should be taken from the table which motion prevailed and it was so ordered.

On motion of Mr. Chatterton the executive session was declared and the Senate adjourned to the regular order.

Message from the House.

The following message was received from the House of Representatives

Cheyenne Feby 16, 1893

Hon. President of the Senate:

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Sir:

I am directed to transmit herewith a message received this morning by the Speaker of the House.

For your consideration and action.

Very Respectfully,
H. D. Plumb
Chief Clerk.

Enclosure.
Received at Cheyenne Wyo. 12:54 PM 2/16. 1893.
Dated Duluth, Minn 16.
To Speaker Tidball.

Duluth casts the requisite one vote for the election of Hon John. C. Thompson

Speaker
House of Representatives
Cheyenne Feby 16, 1893

Hon President of the Senate:

Sir:

I am directed to inform your Honorable body that the following entitled bill under a suspension of the rule this day passed the House.

H. R. No 40. An Act to amend and re-enact Chapter 81 of the Session laws of eighteen hundred and eighty-eight entitled "An act to amend and re-enact Section 2831 of the Revised Statute of Wyoming."

Approved Feb 12. Chapt 3.

Herewith H. R. No 40 is herewith respectfully transmitted for your consideration and action.

Very Respectfully,
H. D. Plumb
Chief Clerk.

Mr. Fitzhugh moved that the rules be suspended for the purpose of reading Senate File Numbers 43, 46, 47, 51 and for H. R. No 15 and H. R. No 40 second and third time and placing them upon their final passage. Pending which,

Mr. Kelly moved that the Senate do now adjourn which motion prevailed and the Senate adjourned.

J. Stoneshifer
Chief Clerk.

STATE OF WYOMING.

Thirty-second Day.

Senate Chamber
Cheyenne Wyo Feb 17, 1893.

The Senate met at 10 o'clock and
Hn. Pres. Post in the chair.
Roll call
Present - Messrs Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt,
Kopke, King, Lindsey, McCormick, Morrill, Miller, Richards,
Russell, Mr. President.
Present - Four
Prayer by the Chaplain
The Journal of the proceedings of yesterday was read and
approved.

House Bills on First Reading

The following entitled bills and resolution were read first time
and given and all referred to the Committee of the Whole.

H. B. No 32 - A bill for an act to regulate the sale of mutual
ensuing and re-enacting Sections 1310, 1311, 1312, 1313, and
1316 of the Revised Statutes of Wyoming.

H. B. No 29. A bill for an act to amend Section 8 of an act
entitled "An act providing for the establishment of the Wyoming
Agricultural College and to provide for the location and govern-
ment of the same and for the investment of the funds given and
for other purposes approved January 10, 1891.

H. B. No 37 A bill for an act to repeal and re-enact Chapter 72
of the Session Laws of the First State Legislature Assembly which
amended Section 2370 of the Revised Statutes of Wyoming relat-
ing to limitations among under contracts not in writing.

H. B. No 39 "A bill for an act to provide for the investment
of the permanent funds arising from the sale of State lands
and for the distribution of the income derived from such
investments and from the leasing of State lands.

H. B. No 41 A bill for an act to amend and re-enact Chapter
8 of the Session Laws of 1888 entitled "An act to amend and
re-enact Section 2853 of the Revised Statutes of Wyoming.

H. B. No 45 A bill for an act to repeal Sections 5, 6 and 7 of
Chapter 4 of an act entitled "An act providing for probate jurisdiction
and procedure and prescribing the duties of Courts and the officers in
connection therewith approved January 11, 1871 relating to the form of wills
or oral wills.

SENATE JOURNAL,

H. R. No. 9, still pending on motion to adopt an ordinance will and to provide for the execution and proof thereof.

H. R. No. 62, still pending on motion to permit the voters of the State from encouragement of speculations in State and Territorial warrants pending the proceedings thereon and appropriating money to pay the expenses thereof.

H. R. No. 63, still pending on appropriating the sum of $1,200 out of the State Treasury to reimburse W. H. Hunt for expenses incurred while Auditor of the Territory of Wyoming.

H. R. No. 95, still pending on motion to extend the corporate limits of Cheyenne.

Senate Concurrent Resolution No. 2. Relating to woman suffrage.

Concurrent Resolution.

By unanimous consent the following entitled concurrent resolution was introduced and read first time:

Senate Concurrent Resolution No. 1, by Mr. Chatterton. To rescind Rule 12 of the Joint Rules of the Senate and House of Representatives.

Mr. Chatterton moved the adoption of the said resolution pending which,

Mr. Whitney moved a call of the Senate and the motion being duly seconded a call of the Senate was ordered.

On motion of Mr. Whitney further proceedings under call of the Senate were dispensed with.

The question recurring on the adoption of Senate Concurrent Resolution No. 1 the ayes and noes were ordered thereon and the roll being called the vote thereon resulted as follows:

Yeas--Mssrs. Chatterton, Fitch, Hageboom, Hastings, Hoyt, Hunt, Kidd, Kimball, Lawrence, McConnell, Mead, Miller, Reichelderfer, Russell, Mr. President--10.

Nays.--None.

And the said resolution having unanimously Mr. President declared said resolution adopted.

Reports from Committees.

The following report was received:

Senate Chamber
Cheyenne, Wyo. Feb. 17th, 1893

STATE OF WYOMING.

Mr. President:-

From Committee No 19 on Public Printing, Joint Printing and Public Accounts I am directed to report the following entitled bill printed:

S. F. No 60. A bill for an act appropriating money out of State Treasury for the purpose of reimbursing the officers and enlisted men of the Wyoming National Guard while on duty during the annual encampment of 1892.

Very Respectfully,
Geo. W. Post,
Chairman.

Mr. Holliday moved that the rules be suspended for the purpose of reading substitute for S. F. No 15, S. F. No 43, S. F. No 46, S. F. No 47, S. F. No 51 and S. F. No 54 a second and third time by title and placing them upon their final passage which motion prevailed by a unanimous vote.

S. F. No 47 "A bill for an act to prevent trust and combines against unlawful restraints and monopolies" be amended and passed third time by title.

Mr. Anderson moved to amend said bill in section 1. by inserting after the word "life," in line 4 the following: "including wages charged for all kinds of labor whether the same be performed in the kinds of labor" which motion was lost.

Mr. Anderson moved to amend said bill in sec 2 by inserting after the word "etc" in line 4 the following "including wages charged for all kinds of labor whether the same be performed in the kinds of labor" which motion was lost.

Mr. Anderson moved to amend said bill in sec 2 by striking out the word "monopolize or attempt to monopolize or" where said words appear in line 2 of said section, which motion prevailed and said bill was so amended.

Mr. Fitch moved to amend said bill by inserting after the word "monopolize," in line 3 of section 2. the words "by combination." which motion prevailed and said bill was so amended.

Mr. Holliday moved to amend said bill in sec. 5. by adding at the end of said section the words" including such reasonable attorneys fee to the court as jury may award," which motion prevailed and said bill was so amended.

Said S. F. No 47 so amended was read third time by title put on its final passage and passed by the following vote:

SENATE JOURNAL,

Yeas - Mess. Clayton, Fitch, Hamblin, Hartley, Hoyt, Hunt, Kelly, Lewis, McCormick, Merrill, Richards, Sharp, Shriver, 12

Nays, Mr. Patterson - 1

Absent, Mess. Fuller, Russell - 2

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr. President declared the bill passed.

Mr. Clayton moved a call of the Senate and the motion being duly seconded, a call of the Senate was ordered.

The roll was called and all the members of the Senate responded to their names.

On motion of Mr. Clayton further proceedings under call of the Senate was dispensed with.

On motion of Mr. Hamblin the Senate stood in recess until 11:55 o'clock am.

Noon. Fifty-first Day.

The Senate reassembled at 11:55 o'clock am. Mr. President in the chair.

Message from the House.

The following message was received from the House.

House of Representatives,
Cheyenne, Feby. 17th, 1893.

Mr. President of the Senate,

Sir:

I have the honor to inform you Senate that the following entitled bill was this day introduced in the House

H. R. No 99, Rep Mr. Downey.

An act providing that county Clerks shall have an official seal,

Very Respectfully
A. H. Mecum
Asst. Chief Clerk.

The hour of 12 o'clock meridian having arrived, Mr. President announced that in pursuance of Section 14 and 15, Title 2

Chapter 1. Revised Statutes of the United States for 1873 and 1874 and in accordance with the motion of yesterday it was declared that the Senate to proceed forthwith to the Hall of the House of Representatives to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress from the State of Wyoming for the six years from the 4th day of March A.D. 1893.

The Senate thereupon proceeded to the Hall of the House of Representatives, where the following proceedings were had.

Joint Session.

Hall of the House of Representatives
Cheyenne, Wyo. Jan. 17-1893.

At 12 o'clock noon this day the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House jointly presided.

The President of the Senate announced that, in pursuance of Sections 14 and 15 Title 2 Chapter 1 Revised Statutes of the United States for 1873-4 and in accordance with the agreement of the Joint Session yesterday the Senate and House had met, for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for the six years, from the 4th day of March A.D. 1893.

By direction of the Speaker of the House the Chief Clerk thereof called the roll of the House.

Present - Messrs. Allen, Argo, Barton, Beattie, Bennett, Brooks, Brundage, Burke, Chapman, Clark, Cobell, Dolan, Downey, Dyer, Fenton, Gilmore, Hagen, Hagus, Hinkle, Hyatt, Hild, Jacobs, Kemplyn, Kent, Knecell, Lynch, Penner, Ryding, Vaughn, Wells, Wm. Allen, Wood, Mr. Speaker - 33.

Absent - None.

By direction of the President of the Senate the Chief Clerk thereof called the roll of the Senate.

Present - Messrs. Chatterton, Fitch, Hamden, Holden, Hoyt, Hunt, Kutz, King, Anderson, McConnell, Merrill, Miller, Richards, Russell, Mr. President - 15.

Absent - None.

SENATE JOURNAL,

The President of the Senate announced that the roll call showed a quorum of each the Senate and the House to be present.

The Congressional Committee then proceeded to the U.S. Senate Hall for the purpose of counting the votes of each Senatorial District.

Representative of the Speaker of the House of Representatives the Chief Clerk then called the roll of the House for the twenty-seventh joint ballot for United States Senator with the following result:—

Fifty-three members of the House of Representatives voted.

Lorenzo D. Clark received 12 votes.
William Warren received 6 votes.
P. A. Stone received 5 votes.
C. L. Hydenburgh received 4 votes.
J. C. Thompson received 3 votes.
Wm. W. Martin received 3 votes.
Two were voted for Lorenzo D. Clark and.
Messrs. Byers, Fenner, Hinds, Hoadley, Spencer, Tuttle — 12.
Were not voted for William Warren and:—
Messrs. Kennedy, Dean, Newgent, Randall, Taylor and Speaker — 6.
Were not voted for P. A. Stone and:—
Messrs. Baker, Dyer, Fuller, Gurley, Hunt — 5
Were not voted for C. L. Hydenbergh and:—
Messrs. Bennett, Chapman, Hunter, Olin — 4
Were not voted for J. C. Thompson and:—
Messrs. Harper, Hoag, Prickett — 3
Were not voted for Wm. W. Martin and:
Messrs. Abel, Fellows, Russell — 3.

A quorum of the President of the Senate the Chief Clerk then called the roll of the Senate for the twenty-seventh joint ballot for United States Senator with the following result:—

Fifty Senators voted
L. D. Clark received 10 votes.
Wm. W. Martin received 2 votes.
William Warren received 1 vote.
J. C. Thompson received 1 vote.
P. A. Stone received 1 vote.
Were not voted for L. D. Clark and:—
Messrs. Chapman, Dyer, Fenner, Fuller, Gurley, Hinds, Hoadley, Hunt, Hunter, McCowen, Randall, Richards, Russell, Wm. President — 16.

Those who voted for Wm. N. Matts were:—
Messrs- King, Miller—2.
Mr Hunt voted for William Ramsay—1
Mr Lago voted for J. C. Thompson—1
Mr. Shelledy voted for R. D. Brown—1
Thereupon the President of the Senate announced the result of the twenty-seventh joint ballot as follows:
Forty-eight Senators and Representatives had voted twenty-five votes being necessary for a choice.
D. C. Clark received in all 22 votes.
William Ramsay received in all 7 votes.
R. D. Brown received in all 6 votes.
Wm N Matts received in all 5 votes.
J. C. Thompson received in all 4 votes.
C. E. Applegate received in all 4 votes.
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot the President of the Senate declared that the Legislature had on the twenty seventh joint ballot failed to choose a United States Senator from the State of Wyoming.

Senator Hunt moved that the Joint Session adjourn until 12 o'clock noon to-morrow and the Joint Session having voted on the question of adjournment the vote thereon was: Ayes 25. Noes 20.

Thereupon the President of the Senate declared the motion lost.

The Legislature again proceeded to vote for a United States Senator by a viva voce vote of each member present by direction of the Speaker of the House of Representatives the Chief Clerk thereof called the roll of the House for the twenty-seventh joint ballot for United States Senator with the following result:

Forty-three members of the House of Representatives voted,
D. D. Clark received 12 votes.
J. C. Thompson received 12 votes.
William Ramsay received 5 votes.
Wm N Matts received 3 votes.
R. D. Brown received 1 vote
Those who voted for D. D. Clark were:—
Messrs: Ayres, Barnes, Burke, Clark, Cordell, Downey, Downey, Hagen, Hinkle, Kendall, Kerwin, Steele—12

Those who voted for J. C. Thompson were:—
Messrs Barnett, Chapman, Dyer, Fackler, Harper, Hunter, Hunt, Kinkpatrick, Padgett, Phelps, Wilson, Wood—12.
Those who voted for William Kerwin were:—
Messrs Bramhall, Dyer, Gordon, Taylor, Mr Speaker—5
Those who voted for Dr. McKeen were:—
Messrs Hunt, Kelly, Smith—3.
Mr. Kelly voted for R. A. Hunt—1.
By direction of the President of the Senate the Chief Clerk then called the roll of the Senate for the twenty-eighth joint ballot for United States Senator with the following result:—
Fifty Senators voted.
C. D. Clark received 16 votes.
J. C. Thompson received 2 votes.
Wm. M. Kelly received 2 votes.
R. A. Hunt received 1 vote,
Those who voted for C. D. Clark were:—
Messrs Chatterton, Fitch, Hamlin, Hoyt, Knuteson, McCormick, Mead, Richards, Russell, Mr. President—10.
Those who voted for J. C. Thompson were:
Messrs Hunt, Kelly.—2
Those who voted for Wm M Kerwin were:
Messrs Kinkead, Miller.—2
Mr Holliday voted for R. A. Hunt—1.
Thereupon Mr President announced the result of the twenty-eighth joint ballot as follows:
Forty-eight Senators and Representatives had voted thereby—five votes being necessary for a choice:
C. D. Clark received in all 22 votes.
J. C. Thompson received in all 14 votes.
William Kerwin received in all 7 votes.
Wm B Kelly received in all 3 votes.
R. A. Hunt received in all 2 votes,
And it appearing that no one person had received a majority of the total vote cast in the foregoing ballot the President of the Senate declared that the Legislature had on the twenty-eighth joint ballot failed to choose an United States Senator from the State of Wyoming.
The Legislature again proceeded to vote for United States Senator by a viva voce vote of each member present,

By direction of the Speaker of the House of Representatives the Chief Clerk then called the roll of the House for the twenty-ninth joint ballot for United States Senator with the following result

Sixty-three members of the House of Representatives voted.
L. D. Clark received 12 votes.
J. C. Thompson received 11 votes.
William Mann received 5 votes
Jno W. Hoyt received 4 votes.
R. H. Homer received 1 vote.
Those who voted for L. D. Clark were:
Messrs. Ryan Hooks. Hinkle, Clark, Colwell. Downey Gumey.
Bingo. Finkle Rudall, Spence, Hazell — 12
Those who voted for J. C. Thompson were:
Messrs, Emmett, Dyer, Fenton, Kenyon, Hunter, Mead, Livingston, Pickett
Ewing, Mann, Wood — 11
Those who voted for William Mann were:
Messrs Kennedy, Dunn, Snyder, Taylor, Mr. Speaker — 5
Those who voted for Jno W. Hoyt were:
Messrs. Abel, Nattie Chapman, Russell — 4
Mr. Baker voted for R. H. Homer — 1
By direction of the President of the Senate the Chief Clerk then called the roll of the Senate for the twenty ninth joint ballot for United States Senator with the following result:
Fifteen Senators voted:
L. D. Clark received 10 votes.
J. C. Thompson received 3 votes.
Jno W. Hoyt received 2 votes.
Those who voted for L. D. Clark were:
Messrs Christie, Fitch, Hamlin, Hoyt, Livingston, McCormick
Mead, Richards, Russell, Mr. Speaker — 10
Those who voted for J. C. Thompson were:—
Messrs. Goldberg, Hunt, Lubers — 3.
Those who voted for Jno W. Hoyt were:
Messrs. Nave, Mullen — 2.
Thereupon the President of the Senate announced the result of the twenty-ninth joint ballot as follows. —
Total number Senators and Representatives and votes, twenty-five votes being necessary for a choice.
L. D. Clark received in all 22 votes.
J. C. Thompson received in all 14 votes

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Gen. Kain moved indefinite,
Wilson Nixon moved indefinite,
R. H. Dixon moved indefinite,
and it appearing that no one person had received a majority of the votes cast in the foregoing ballott the president of the Senate declared that the highest three and the highest numbers voted for should be declared from the State of Virginia.

Senator Tabb moved that the Senate proceed do now adjourn until to-morrow at 12 o'clock noon and the Joint Assembly proceed to the election of Representative vice Jno. S. Pendleton resigned.

Which motion the President of the Senate declared the motion lost.

The Secretary again proceeded to call from the United States Senate by a viva voce vote of each member present.

Upon motion of the Speaker of the House of Representatives the Chief Clerk then called the roll of the House for the Senate joint ballot for United States Senator with the following result.

Whole number of the House of Representatives 100.
Clerk counted 12 votes.
J. L. Thompson received 7 votes.
William Nixon received 6 votes.
Geo. W. Yates received 4 votes.
R. H. Dixon received 3 votes.
Jno. T. Buck received 1 vote.
There was votes for J. L. Thompson.
Messrs. Hyman, Hyde, Hicks, Kinsolving, Clark, Colvill, Dunlap, Dunning, Hagan, Hinkle, Keogh, Kramer, Tisdale — 12.
There was votes for J. L. Thompson.
Messrs. Kemble, Dyer, Faulcon, Hayden, Hewett, Sims, Pruett — 7.
There was votes for William Nixon.
Messrs Armitage, Dunn, Hargrave, Hendrick, Taylor, W. H. Peake — 6
There was votes for Geo. W. Yates.
Messrs. Attack, Hyatt, Russell, Wren — 4.
There was votes for R. H. Dixon.
Messrs. Rives, Finney, Wood — 3.
No response made for Jno. T. Buck. — 1

Upon motion of the President of the Senate, the Chief Clerk then called the roll of the Senate for the twelfth

print ballot for United States Senator, with the following result:-
Forty Eight recorded.
C. D. Clark received 10 votes.
J. C. Thompson received 3 votes.
Ingwer Astin received 2 votes.
Those who voted for C. D. Clark were:
Messrs- Chatterton, Fitch, Hamlin, Hoge, Lindsay, McCormick, Merrill, Richards, Sorell, Wm. Ryan, Sullivan-10.
Those who voted for J. C. Thompson were:
Messrs Brown, Hall, Kaho-3
Those who voted for Ingwer Astin were:
Messrs. Linn, Miller-2
Whereupon the President of the Senate announced the result of the ballot, which is as follows:
Forty-eight Senators and Representatives having voted, twenty-five votes being necessary for a choice,
C. D. Clark received on all 22 votes
J. C. Thompson received in all 13 votes.
Ingwer Astin received in all 6 votes.
Wm. F. Ryan received in all 3 votes.
Wm. Clark received in all 1 vote.
And it appearing that known no person had received a majority of the whole vote cast in the forgoing ballot the President declared that the Legislature had not the constitutional joint ballot held it since and United States Senator for the full term of Wyoming.
Representatives Senate announced the Joint Session now in session would proceed at 12 o'clock noon and the Rules governing Session in the question of adjournment the 25th inst.
Yeas 25 Nays 23.
Whereupon the President of the Senate declared the Joint Session adjourned until 12 o'clock noon to-morrow.
The members and officers of the Senate at once repaired to the Senate Chamber.

At 12:40 o'clock pm. the Senate reconvened in the Senate Chamber.

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Mr. President in the Chair.
On motion of Mr. Chatburn the Senate stood in recess until 8 o'clock pm.

Afternoon Session.

The Senate reconvened at 8 o'clock pm.
Mr. President in the Chair.
Mr President announced the business of the second and third reading of certain bills made a suspension of the rules in accordance with the motion adopted by the Senate this morning

Bills on Final Passage.

Substitute for H.F. No 15, "A bill for an act providing for the collection and compilation of game information," do pass and second and third time by title put on its final passage and passed by the following vote.

Yeas, Miller, Chatburn, Dick, Hamblin, Holliday, Hoyt, Hult, Kibbie, Kinne, Lundgren, McCornack, Merrill, Miller, Richards, Russell, Mr. President — 15

Nays - None

And the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr. President declared the bill passed.

H.F. No 46 "A bill for an act providing the appointment of Public lands of the state in care of the sale or leasing thereof and providing for the appointment of agents to assist the State Board of Land Commissioners in making and locating lieu of the state lands and in selling the sale thereof and appropriating money to pay the per diem and expenses of such agents and appraisers," do pass and second and third time by title put on its final passage and passed by the following vote

Yeas - Miller, Chatburn, Dick, Hamblin, Holliday, Hoyt, Hult, Kibbie, Kinne, Lundgren, McCornick, Merrill, Miller, Richards, Russell, Mr. President — 15.

Nays - None

And the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr. President declared the bill passed.

H. F. No. 1 "Bill for an act providing for the issual of liquor licenses in certain cases" was read second and third times by title put on its final passage and passed by the following vote:

Yeas — Messrs. Chatterton, Fitch, Hamlin, Hildreth, Hoyt, Hunt, Kido, Lane, Morgan, McCormick, Powell, Rollins, Brooks, Purcell, Mr. President — 15.

Nays — None.

And so the bill having received the affirmative vote of a majority of all the members elected to the House Mr. President declared the bill passed.

H. F. No. 4 "A bill providing for a primary election and to repeal chapter 4 of the Revised Statutes" was read second and third times by title put on its final passage and passed by the following vote:

Yeas — Messrs. Chatterton, Fitch, Hamlin, Hildreth, Hoyt, Hunt, Kido, Lane, Morgan, McCormick, Powell, Rollins, Brooks, Purcell, Mr. President — 15.

Nays — None.

And the original having received the affirmative vote of a majority of all the members elected to the House Mr. President declared the said original passed.

H. F. No. 3. Bill for an act to prohibit gambling and providing for the punishment thereof was read second time.

Mr. Chatterton moved to amend said bill by striking out section two; to wit: Sec. 2. This act shall not apply to any fair association or exhibition conducted by incorporated societies in respect to games and gambling. Which motion to amend the amendment was lost.

Mr. Hamlin moved to amend the said amendment by striking out the word "2215" and inserting "2200" which motion was lost.

The question recurring on the motion made by Mr. Chatterton

to amend said S.F. No 43. the said motion was lost.
said S.F. No 43 was read third time by title put to
its final passage and passed by the following vote.
Yeas Nays, Absent, Etal. Landis Talbot Hoge
Andersen, McConnell Hurst, Miller Brannon Reed-11
Yeas, Nays, Hunt, Babcock, Morris, Pn. President-4
And the bill having received the affirmative
vote of a majority of all the members elected to the
Senate Pn. President declared the bill passed.

Message from the House.

The following message was received from the House.
Hall of Representatives
Cheyenne. Feb. 17, 1893

Hon President of the Senate.
Sir.

I am directed by the House of Representatives to inform your Honorable body that under suspension of the rules upon this day passed Senate Amendment resolution No 1 Amended as indicated in the Resolution.

Yes 28 Nays 2. Absent 3.

And said resolution is herewith returned and your Concurrence is respectfully requested to those amendments.

Very Respectfully.
A. D. Hunt.
Chief Clerk.
House of Representatives.
Cheyenne Feby 17. 1893.

Hon President of the Senate:
Sir!

I have the honor to inform your Honorable body that the House has this day adopted its senate amendment to S.F. No 16.

Next amending section 2617—2618 of the Revised Statutes of Wyoming. relating to the taking of depositions &c. have adopted its amendment to S.F. No 2.

Was not providing for the use in misdemeanor cases.

Also have adopted its amendments to S.F. No 42.

Was not providing the age at which dog and dumb

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children may be admitted as pupils in the Blind, Deaf and Dumb Asylum as State Charges.

Very Respectfully,
H. D. Plunkett,
Chief Clerk.

Mr. Holliday moved that Senate Concurr in the House amendments to Senate Concurrent Resolution No 1, which motion prevailed by a unanimous vote.

Mr President thereupon declared the motion carried and Rules suspended in so far as to effect so many of the resolutions & memorials which passed both the Senate and the House of Representatives before adjournment yesterday.

Rule 12 of the Joint

Signing of Enrolled Acts.

Mr President announced that he was about to sign Enrolled Act No 16 House "An act for the permanent location of capitol buildings" also C.A. No 17 House "An act to provide for the exchange of the lands of this State for the lands of the United States and for the deposite of lands received in exchange in the State Library."

Also Enrolled Act No 18 House "An act fixing State Funds and Representative districts and determining the legislative representation thereof."

Also Enrolled Act No 19 House "An act amending Section 3300 of the Revised Statutes of Wyoming 1887 relating to precedent in criminal cases"

Also Enrolled Act No 20 House "An act to regulate the practice of dentistry in Wyoming."

Also Enrolled No 21 House "An act amending Sections 2617 and 2618 of the Revised Statutes of Wyoming 1887 relating to the taking of depositions."

Also Enrolled Act No 22 "An act providing for the assessment of acts in enactment cases."

Also Enrolled Act No 23 House "An act providing the age at which deaf and dumb children may be admitted as pupils in the Blind Deaf and Dumb Asylum as State Charges."

And Mr President did in the presence of the Senate affix his official signature to each and all of said Enrolled Acts.

Committee of the Whole.

On motion of Mr. Lindsey the Senate Resolved itself into a Committee of the Whole for the consideration of bills on the general file.

Mr. Hamblin in the Chair.

Upon arising the Committee of the Whole submitted the following report.

Mr. President:

Your Committee of the Whole having had under consideration bills on the general file beg leave to report back to the Senate with the following recommendations:

That S. F. No. 1 "A bill for an act to create a Board of Railroad Commissioners to fix and regulate freight and passenger rates to be charged by common carriers in this state, and pursuant to such determination thereof and to make appropriations for the expenses of such Board" be amended by striking out section 2 and substituting a new section therefor as recommended by the Committee on Railroads and Transportation.

Also, amend said bill by striking out sections 3, 4, and 6.

In section 9 strike out the words "on or before the first Monday of December in each year" and substitute in lieu thereof the words "on or before the 30th day of November in each year" in line 34 and 35. Strike out the word "Govern" in line 35 and in lieu of the word "govern" insert "Regulating rates to prevent".

That sections 15 and 16 be amended as recommended by the Committee on Railroads and Transportation.

That section 17 be amended as recommended by the Committee on Railroads and Transportation.

That section 18 be amended as follows: In line 10 strike out the words "full time". In line 14 strike out the word "passenger" and insert "passengers". Add to said line 18 the following "Provided that any company or corporation affected by the decision of the Commissioners may appeal from the decision of the Commissioners to any District Court of this State under such rules and regulations as the Board of Commissioners may direct."

Also amend line 16 by inserting after the word "Commissioners" the following: "Provided that no witness be compelled to go outside his own county to testify before said Commissioners."

That Sec. 19 be amended as follows: In line 2 strike out the words "from time to time" and in lieu thereof insert "upon complaint & an election shall be ordered & the question duly made" In line 4 after the word "not" insert "in respect to which complaint is made"

Further amend Sec. 16 in the following manner: After the word "court" in line 9 insert "all witnesses summoned by said Commissioners shall be paid out of the contingent fund being provided for, the sum of Two Dollars per day for each days attendance and ten cents per mile for each mile necessarily traveled in going to and returning from the place of meeting"

Strike out all of Section 1 and in lieu thereof insert the following:

"Sec. 1. The State Board of Equalization shall constitute a Board of Railroad Commissioners for the State, the State Auditor shall be chairman of said Board and the Board shall receive no compensation other than that which they now receive as such Board of Equalization They shall appoint a Secretary who shall be a citizen of the State of Wyoming and who shall receive such salary as the Board may allow, provided not to exceed eight Hundred Dollars per annum. His duties shall be prescribed by the Board, such Board shall be allowed a sum not to exceed Two Hundred Dollars per annum for its contingent expenses."

Further amend Sec 19 by striking out, in line 3 the words "passenger."

Amend Sec 12 by striking out the word "fail or" in line 4 and by striking out the words "failure" in line 6.

And that said bill, as thus amended do pass & Committee on 19 for the purpose of having it printed.

That H. R. No 45. "Bill for an act to extend the operations limits of cities and towns in certain case" do pass.

That H. F. No 57 "Bill for an act to amend Section 7 of Chapter 4 of "An Act Providing for & Regulating Jurisdiction and Procedure and Prescribing the Duties of Courts and the Officers in Connection Therewith." approved January 10th, 1869" do pass.

That H. F. No 45, "Bill for an act providing for the call of certain personal property under lien" do pass.

That H. F. No 49, "Bill for an act to provide rules for the

District Courts of the State," be amended in sec 8 line 1 by striking out the word "general," and inserting the word "District Court," and that it do pass as thus amended.

That S.F. No 55 "Still for an act pertaining to filing transcripts of judgments in other counties and making them when so filed, a lien upon real estate in the county wherein they are filed," do pass.

That S.F. No 56 "Still for an act authorizing municipalities to acquire, construct, operate and regulate the heating of streets and to contract for an authority and regulate the motion of gas works and electric light works and grant franchises for the furnishing of gas or electric light for streets and public places in such cities and towns," be amended in sec 1 line 8 by striking out the word "exclusive," and that said bill as thus amended do pass.

That S.F. No 4 "Relating to the submission of an amendment to the constitution," be amended in line 5 by striking out the words "including the building of sewers and that it do pass as thus amended."

That S.F. No 9 "Still for an act appropriating money out of the state treasury for the relief of Robert Fife" do pass.

That S.F. No 34 "Still for an act to repeal section one (1) of Article eleven (11) of the Constitution of the State of Wyoming providing "Grade of Salaries," do pass.

That S.F. No 41 "Still for an act for the general improvement of town; empowering the Rawlins Chamber of Commerce" be amended by inserting in the third line of section 1 after the word "persons" the following: who have resided within the County thereof for not less than two years," and that said bill as thus amended do pass.

C. C. Hopkins,
Chairman.

On motion of Mr Hoyt the report of the Committee of the Whole was adopted, and said S.F. No 40, S.F. No 56, S.F. No 49, S.F. No 4 and S.F. No 41, were amended in accordance with the recommendations therein contained.

Mr McComish moved that the rules be suspended for the purpose of reading S.F. No 95, S.F. No 41, S.F. No 34, S.F. No 4, S.F. No 57, S.F. No 48, S.F. No 55, S.F. No 49, S.F. No 56 and S.F. No 59, read and third time by title and placing

thum on thum final passage which motion prevailed by a unanimous vote.

Thereupon Mr President declared the rules suspended for the purpose stated.

Bills on Final Passage.

H. R. No 1 "Providing for the submission of an amendment to the constitution" as amended was read second and third time by title put on its final passage and passed by the following vote:

Yeas - Sheep, Fitch, Hamlin, Holliday, Hoyt, Hunt, Johnson, Landergan, McCormick, Mumil, Mills, Rinehart, Mr President - 12

Nays - None - 0

Absent, Excused - 3

And so the following record the affirmative vote of a majority of all the members elected to the House Mr President declared the bill passed.

H. R. No 2 "Bill for an act to amend and re-enact section three hundred thirty seven of chapter forty of the session laws of Wyoming relating to the general statutes of Wyoming" as amended was read second and third time by title put on its final passage and passed by the following vote:

Yeas - Sheep, Fitch, Hamlin, Holliday, Hoyt, Hunt, Johnson, Landergan, McCormick, Mumil, Mills, Rinehart, Mr President - 12

Nays - None - 0

Absent, Excused - 3

And so the bill having received the affirmative vote of a majority of all the members elected to the House Mr President declared the bill passed.

H. R. No 3 "Bill for an act to amend section 7 of chapter 16 of an act providing for separate prosecution and pleadings and pleadings the duties of Courts and the officers in relation thereto" approved & amended 16th 1891" was read second and third time by title put on its final passage and passed by the following vote:

Yeas - Sheep, Fitch, Hamlin, Holliday, Hoyt, Hunt, Johnson, Landergan, McCormick, Mumil, Mills, Rinehart, Mr President - 12

Nays - None - 0

Absent, Excused - 3

And so the bill having received the affirmative vote of a majority of all the members elected to the House Mr President declared the bill passed.

H. R. No 4 "Bill for an act to amend section 7 of chapter 16 of an act providing for separate prosecution and pleadings and pleadings the duties of Courts and the officers in relation thereto" approved & amended 16th 1891" was read second and third time by title put on its final passage and passed by the following vote:

Yeas - Sheep, Fitch, Hamlin, Holliday, Hoyt, Hunt, Johnson, Landergan, McCormick, Mumil, Mills, Rinehart, Mr President - 12

Nays - None - 0

Absent, Excused - 3

And so the bill having received the affirmative vote of a majority of all the members elected to the House Mr President declared the bill passed.

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H.F. No 95 "Bill for an act to extend the corporate limits of Otis and Tama in certain cases" was read second and third time by title, put on its final passage and passed by the following vote.

Yeas-Messrs Chatterton, Eitel, Hamlin, Holmes, Hoyt, Hunt, Kubis, Linn, Rudnicki, McCormick, Merrill, Miller, Richards, Rysell, Mr President-15.

Nays. None.

So the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr President declared the bill passed.

S.F. No 93 "Bill for an act to permit cities to provide for and regulate the lighting of streets and to contract for such lighting and regulate the erection of gas works and electric light works and grant franchises for the furnishing of gas or electric lights for streets and public places in such cities and towns, as amended was read second and third time by title, put on its final passage and passed by the following vote.

Yeas. Messrs Chatterton, Eitel, Hamlin, Holmes, Hoyt, Hunt, Kubis, Linn, Rudnicki, McCormick, Merrill, Miller, Richards, Rysell, Mr President-14

Nays. Mr. Hunt.-1

So the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

S.F. No 34 "Bill for an act to impose duties upon the Secretary of State, requiring him to issue certificates of incorporation, and establishing a State Labor Board of Arbitration" as amended was read second and third time by title, put on its final passage and passed by the following vote:

Yeas. Messrs. Chatterton, Eitel, Hamlin, Holmes, Hoyt, Kubis, Linn, Rudnicki, McCormick, Merrill, Miller, Richards, Rysell, Mr President-14

Nays. Mr. Hunt.-1

So the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the bill passed.

S.F. No 56 "Bill for an act authorizing municipal corporations to provide for and regulate the lighting of streets and to contract for such lighting and regulate the erection of gas works and electric light works and grant franchises for the furnishing of gas or electric lights for streets and public places in such cities and towns, as amended was read second and third time by title, put on its final passage and passed by the following vote.

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Ayes—Allen, Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kubis, Linn, Lonbergen, McCormick, Mudd, Miller, Richards, Russell, Mr. President—15.

Noes—None.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

S. F. No. 48 "A bill for an act providing for the sale of certain personal property in the state" was read second and third time by title put on its final passage and passed by the following vote.

Ayes—Allen, Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kubis, Linn, Lonbergen, McCormick, Mudd, Miller, Richards, Russell, Mr. President—15.

Noes—None.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

S. F. No. 55. "A bill for an act providing for filing transcripts of judgments in this county and making them when so filed a lien upon real estate in the county wherein they are filed" was read second and third times by title put on its final passage and passed by the following vote.

Ayes—Allen, Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kubis, Linn, Lonbergen, McCormick, Mudd, Miller, Richards, Russell, Mr. President—15.

Noes—None.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

S. F. No. 57 "A bill for an act providing for the repeal of the title "Insurance for the use of State Fire" was read second and third time by title put on its final passage and passed by the following vote.

Ayes—Allen, Chatterton, Fitch, Hamlin, Holliday, Hoyt, Hunt, Kubis, Linn, Lonbergen, McCormick, Miller, Richards, Russell, Mr. President—14.

Noes—Mr. Mudd.—1

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr. President declared the bill passed.

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Bills on Third Reading.

S. F. No. 50 "A bill for an act to repeal and re-enact sections 1, 8, 9, 11 and 14, of Chapter 55, Sessions Laws and of Chapter 53, of the Session Laws of the First State Legislature of Wyoming, 1890 and 1891 on pages 195, 204 and 208," as amended was read third time "aye" and "no" vote as provided by the following vote—

Yeas—Allen—2 Burton, Fitch, Golding, Hoyt, Hunt, Kuhn, Lind, Morgan, McCormick, Mead, Wells, Richards Powell—13.

Nays—Mr. President—2.

Then the bill having received the affirmative vote of a majority of all the members elected to the Senate Mr. President declared the bill passed.

Mr. Golding moved that the rules be suspended for the purpose of reading S. F. No 41 second time by title which motion prevailed.

S. F. No 41 "A bill for an act to constitute a Board of Railroad Commissioners to fix and regulate freight and passenger rates to be charged by common Carriers in Wyoming, and to prescribe duties of such Board" as amended was read second time by title.

Mr. Golding moved that the rules be suspended for the purpose of reading S. F. No 41 third time by title which motion prevailed and the bill as amended, and S. F. No 41 as amended was ordered engrossed for third reading.

Message from the House.

The following message was received from the House of Representatives.

Cheyenne, Feby 17, 1893.

Hon. President of the Senate.

Sir:—I am directed to inform your Honorable body that the House has this day indefinitely postponed

S. F. No 29 "A bill for an act providing for the collection and compilation of such statistics and defining the powers and duties of the State Board of Equalization and Assessment in relation thereto."

And that S. F. No 29 is herewith respectfully returned

STATE OF WYOMING.

Very Respectfully,
A. D. Smith
Chief Clerk.

Communication from Supreme Court and Attorney General.

The following communication was received from the President of the Senate and the Speaker of the House.

Gentlemen:

Having been requested by a concurrent resolution of the present legislature to examine the compilation of the amended statutes of this state, prepared by Col. Asa S. Fenn, we beg leave to report, that we have performed that duty as carefully as possible in the limited time which we had at our disposal.

We find that the compilation is accurate; that the bill appended declaring it to be prima facie the laws of this state which are of a general character in the proper form of a bill, if the legislature should deem a compilation necessary.

The printing of the laws in this shape will not have the effect to repeal any law of the state, or to enact any repealing law. It will present in one volume the laws of the state in force including those enacted by the present legislature.

We have not included any matter for the omissions of the compilation, as its examination was the only duty devolved by the concurrent resolution requesting us to examine it.

The compilation could have been performed in a thorough manner and its arrangement is in the general order pursued in the revision of 1887.

Respectfully submitted.

W. L. Maghee
Justice
of the Supreme Court.
C. N. Potter.
Attorney General

Cheyenne, Wyo.
February 17th. 1893.

SENATE JOURNAL,

Bills Filed on First Reading.

By unanimous consent the following entitled bill was introduced read first time, ordered printed and referred to the Committee of the Whole.

S. F. No. 61 by the Committee on Judiciary "Bill for an act providing for the completion and printing of the Laws of Oregon."

Mr. Chadwick moved that the Senate Committee on Enrollment and be pressent to introduce and empower to secure such additional clerks as may be necessary to the proper enrollment and engrossment of bills. Motion prevailed by a unanimous vote, and it was so ordered.

On motion of Mr. Chadwick the Senate adjourned.

J. A. Fee
Secretary.

STATE OF WYOMING.

Thirty-third Day.

Senate Chamber
Cheyenne Wyo. Feby 16, 1893.

The Senate met at 10 o'clock am.
The President in the chair.
Roll call.
Present - Messrs. Chatterton, Fifer, Hanson, Hilton, Hoyt, Hunt, Kyle, King, Lindsay, Lonergan, McCormick, Mount, Nolan, Richards, Russell, Mr President. -
Absent - None.
Prayer by the Chaplain.
The Journal of the proceedings of yesterday was read and approved.

Message from the House.

The following message was received from the House.

House of Representatives
Cheyenne. Feby 15th 1893

Hon. President of the Senate.

Sir:

Have the honor to inform your Honorable body that the House has this day ordered in the Senate Amendments to H. R. No. 4.

An act for the general incorporation of cities and towns.

Very Respectfully,
A. D. Smith,
Chief Clerk.

Mr. Chatterton Vice President assumed the chair.
Mr. Arnold moved that the Senate resolve itself into a Committee of the Whole for the consideration of H. R. No. 4 and the Chair having decided on the motion the vote thereon was, Ayes, Nays 3.
Whereupon the Vice President declared the motion carried.
The Senate resolved itself into a Committee of the Whole for the purpose stated.
Mr. Fifer in the Chair.
Upon assuming the Chair the Committee of the Whole reported as follows.
Mr President:

Your Committee of the Whole having had under consideration H. F. No. 14, Bill for an act to provide for the payment by the State of Wyoming of expenses incurred in removal of prisoners from one county to another county of such defendants, when change of venue has been duly granted or taken upon the application of the defendants from the county where the alleged offence was committed, and making appropriations for the same," do pass.

W. H. Phillips,
Chairman.

On motion of Mr. Hunt the report of the Committee of the Whole was adopted.

Reports from Committees.

The following unabridged reports were received,

Cheyenne Feb. 18th 1893.

Mr. President:

Your Committee No. 19 on Public Printing, Printing and Public Accounts, beg leave to report the following bills printed.

S. F. No. 20, "Bill for an act to institute a Board of Railroad Commissioners to fix and regulate freight rates to be charged by common carriers in Wyoming and to prescribe penalties for the violation of such Act" do pass.

S. F. No. 21 "Bill for an act providing for the compilation and printing of the laws of Wyoming.

Very Respectfully,
Fred Krafft,
Chairman.
Senate Chamber
Cheyenne Feb 18, 1893.

Mr President

Your Committee No 22 on Engrossed and Enrolled Bills to which was referred S. F. No. 20 Bill for an act to institute a Board of Railroad Commissioners to fix and regulate freight rates to be charged by common carriers in Wyoming and to prescribe penalties for the violation of such Act, and to make appropriations for the expenses of said Board, would respectfully report

F Chatterton.
Chairman.

Mr President assumed the Chair.

Mr Hamlin moved that the rules be suspended for the purpose of reading S.F. No 14 second and third times by title and placing it on its final passage which motion prevailed by a unanimous vote.

S.F. No 14 was read by the title as follows: A bill for an act providing for the payment by the State of Wyoming of expenses incurred in arresting persons charged with crime and dependents, when charge of crime has been or may be dismissed after taking upon the application of the defendants from the county where the alleged offense was committed, and making appropriation for the same, was read second and third times by title and placing it on its final passage which motion prevailed by a unanimous vote.

Yeas—Messrs. Chatterton, Fitch, Hamlin, Holliday, Hunt, Kaiser, Kimball, McCormick, Pownall, Sullivan, Richards, Mr President—12.

Nays—Messrs. Hoyt, Lindsey—2

Absent—Mr. Kassell—1.

And so the bill having received the affirmative vote of a majority of all the members elected to the Senate, Mr President declared the passed.

Signing of Enrolled Acts.

Mr President announced that he was about to sign, Enrolled Act. No 8 Senate "An Act entitled; "An Act Relating to County Indebtedness." Yes. Enrolled Act No 9 Senate "An Act allowing Irrigation Companies to borrow money to extend the capital stock; to make fully paid up stock & the issue of such stock; to limit the right of association for the purpose of paying the necessary expenses of keeping ditch and flume in repair and for other purposes, Yes. Enrolled Act No 11. Senate. "An Act to authorize and empower the several counties of this State to contract indebtedness for county purposes and to fund such indebtedness and thereof." Yes. Enrolled Act No 11. Senate. "An Act to amend and re-enact section 1807 of the Revised Statutes of Wyoming in such manner as to permit for the presentation and audit of claims against a county and the issuance of county warrants against designated county funds and upon existing appropriations of the amount of taxes levied

for the purpose of such funds and to repeal inconsistent law." Mrs Arnold Sec 24 Chap. "An Act to establish the Supreme Court of Utah and Terr." and duly sealed the presence of the Senate affix his official signature to such of said enrolled acts.

Mr. Dixon moved that the Senate recess subject to the call for the consideration of H.F. No 5.

Mr Fielding moved as an amendment to the foregoing motion that the Senate now take up H.F. No 4 and put it on its final passage which motion to amend was lost.

Mr. Chatterton moved that the Senate stand in recess until 1:55 o'clock upon which motion prevailed.

Whereupon the President declared the Senate in recess until 11:55 o'clock am.

Afternoon-fifty-first Day.

The Senate reassembled at 11:55 o'clock am. Mr. President in the chair.

The roll of 12 o'clock meridian having answered. Mr. President announced that in pursuance of Section 12 and 15. Title 2 Chapter 1. Revised Statutes of the United States for 1873 and 1874 and in accordance with the motion of yesterday it would be the duty of the Senate to send forthwith to the Hall of the House of Representatives, to meet with the House in Joint Session for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for six years from the 4th day of March A.D. 1893.

The Senate thereupon repaired to the Hall of the House of Representatives and the following proceedings were had.

Joint Session.

Hall of the House of Representatives
Cheyenne Wyo Feb. 15. 1893.

At 12 o'clock meridian this day the Senate and House of Representatives of the Legislature of the State of Wyoming convened in Joint Session.

The President of the Senate and the Speaker of the House jointly presided.

The President of the Senate announced that in pursuance of Sections 14 and 15, Title 2, Chapter 1, Revised Statutes of the United States for 1873-4 and in accordance with the Agreement of the Joint Session yesterday the Senate and House had met for the purpose of taking action in the election of a Senator in Congress of the United States from the State of Wyoming for the six years from the 4th day of March, A.D. 1893.

By direction of the President the Chief Clerk then called the roll of the House.

Present, Messrs. Abbett, Ayres, Baker, Beath, Bennett, Burke, Cambridge, Clarke, Chapman, Clark, Corlett, Dean, Deming, Dyer, Fadrus, Emerson, Harper, Hayes, Hinkle, Hunton, Hyde, Jones, Kinney, Kinkead, Lubker, Lubbock, Mann, Wm. McClelland, Mullen, Nolan, Peck, Pickett, Powell, Quinn, Reiman, Robbins, Saylor, Sorrell, Thum, Wyatt, Mr. Speaker — 38.

Absent - None.

By direction of the President of the Senate the Chief Clerk then called the roll of the Senate.

Present, Messrs. Baldwin, Fitch, Hamilton, Kellogan, Kopp, Post, Rafter, Ramsay, Simpson, McCormick, Stimpel, Tullis, Brockie, Powell, Mr. President — 16.

Absent - None.

The President of the Senate announced that the roll call showed all members of both the Senate and the House to be present.

Representative Quinn moved that the Joint Session do now adjourn sine die, and the Joint Session having divided on the question of adjournment the vote thereon was, ayes 26 Noes 22.

Whereupon the President of the Senate declared the Joint Session adjourned sine die.

The members and officers of the Senate at once repaired to the Senate Chamber.

In Senate Chamber.

At 12:10 o'clock p.m. the Senate reassembled in the Senate Chamber.

Mr. President in the chair.

Mr. Kinkead moved that the Senate do now adjourn sine die, which motion was lost.

On motion of Mr. Kinkead, the Senate took a recess until 3 o'clock p.m.

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Fifth-Afternoon Session.

The Senate reconvened at 3 o'clock p.m. Pm. President in the Chair.

Communications from the Governor.

The following communication was received from the Governor:

State of Wyoming.
Executive Department.

Cheyenne, Wyo. Feby 17th 1893.

Hon. F.W. Mondell,
President of the Senate.

Sir:—

I have the honor to inform you that I have this day approved the following entitled acts.

"An Act, for both ending the Twenty Fourth State Constitutional certain Enabling Acts and Lands and the Wind River Indian Reservations."

and

"An Act" An Act to amend and re-enact Section seven of Chapter Fifty-Third and Repeal Section eight of Chapter Fifty Third of the Session Laws of the State of Wyoming enacted by the first State Legislature, regulating the Stock Law System."

Very Respectfully,
John E. Osborne,
Governor.

Message from the House.

The following message was received from the House.

House of Representatives
Cheyenne, Wyo. Feby 17th 1893.

Hon. President of the Senate;—

Sir:

I have the honor to inform your Honorable Body that the following entitled Bill was this day introduced in the House:—

H. R. No. 100 Entitled An Act, to provide for the Completion and printing of the Laws of Wyoming

Very Respectfully
R. H. Parker, Asst. Chief Clerk.

STATE OF WYOMING.

Reports from Committees.

By unanimous consent the following report was received

Senate Chamber
Cheyenne Feby 18, 1893.

Hon. President of the Senate:

Your standing committee No 2, acting as a special committee to investigate the affairs of the World's Fair Commission, after an examination to the time appointed by law, to fix the time all the business of this Commission had been conducted in a wise, economical and most permanent manner, and that sufficient reasons existed for the manner in which they have discharged the duties imposed upon them, and particularly to Mr. E Mead, the Auditing of the Board, upon whom has fallen the greatest burden and responsibility, which has been cheerfully borne, without any compensation whatever.

In regard to the question of photographic views, we find the State in possession of about 375 valuable pictures, at an expense of about $4 each, one of which will sell readily for $30 a piece each, of the $30,000 appropriated by the State, $9433.88 has been expended, leaving a balance in the Treasury of $21566.12, as may be seen in detail from the financial statement appended, marked "Exhibit A."

Respectfully submitted,
Robert E Fitch
Chairman.
Samuel Nevill.

"Exhibit A"

Examined Paid Vouchers.

Amount of World's Fair Appropriation.

For year 1891.			10000	00
" " 1892.			10000	00
" 1893.			10000	00
—— Disbursements ——				
Per Diem Exp. Mat, World's Fair Com.				65 00
" " F. O. Williams	"	"		555 00
" " S. T. Harper	"	"		410 00
" " J. McCormick	"	"		340 00

	*	Cost Fire and Atmosphere			79462
		Collecting Educational exhibit			3366
		" Agricultural "			14840
		Drawing of Plans for Wyoming Building			97500
		Exhibit Packard (2 Cases)			7000
		Collecting Minerals and Stuffing Per Diem			
		and Expenses of Collector			129941
		Collecting and Securing Photographic			
		views of Wyoming including Charges			
		of Employes Transportation Services			
		and Incidental Expenses			175441
		Attorney for Board including Postage			
		Telegrams Freight and Express Charges			39756
		Contingent Expenses of Board of Managers.			21782
		" " "	1891		1566 12
		" " "	1892		10000 00
		" " "	1893		10000 00
				$30000 00	$30000 00
1893 Jan. 16		Balance appropriation 1891 on hand.		1566 12	
		" " " 1892 " "		10000 00	
		" " " 1893 " "		10000 00	

* The keeping of the Board account no remembrance.

United States of America,
State of Wyoming } ss

I, Harry N. Hendren, Auditor within and for the State of Wyoming, do hereby certify that I have carefully examined the accounts of the Board of World's Fair Managers within and for the State aforesaid, that I have filed such accounts and have taken a trial balance of their accounts and do find them in Balance and further find that there is to the credit of said Board for the year 1891 the sum of $1566.12 and all of the appropriations for the years 1892 and 1893.

The disbursements as shown by trial balance on page 54 of this book against the different amounts paid to Per Diem and Board of Managers and the several other expenditures made by said Board.

I further certify that I have stamped the amount of funds in hand no herein before described with the seal of my office as shown on the 8th page of the Auditor of State's said

Read and do find them to agree with exception of Audit # 76 of this Board for $100 Dollars which do not find presented for payment to said auditor, the Books of said Auditor therefor show a credit to said Fund in appropriation for the year 1891 of $ 1575-12. The total expenditure of said Fund to date is in the amount of Eighty Four Hundred Eighty Three and 55/100 Dollars

Witness my hand at the City of Cheyenne.
this 10th day of January A.D. 1893.

Jno. H. Hamilton
State Examiner.

Mr. McCormick moved that the foregoing report be adopted by the Senate which motion prevailed by unanimous vote.

Communication from Rock Springs

The following communication was received by the Senate.
Rock Springs, Wyo, Feby 14th 1893.

To The Hon.
President of the Senate.

Whereas – At a largely attended meeting of the citizens of Rock Springs Wyo., held at Edgars Opera House in said City on the 14th day of February 1893 it was unanimously agreed as the sentiment of the meeting that the thanks should be given to the members of the present State Legislature of Wyoming, now in session for its action in passing the Capitol Bill.

Now be, members of a committee appointed by the said meeting for the purpose, do hereby convey and announce the grateful thanks of the said citizens to the Honorable members of the said Legislature now in session, for its action in the matter aforesaid.

Morris O. Minta
Joseph Young
Charles Stetson
} Committee

Upon motion of Mr. President the foregoing communication was laid with the Senate documents.

Mr. Hamlin moved that the affidavit of the two Justices

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in the case of Fitz A. Tisdale and ordering to and appearing the recording of Fred L. Hunton, be withdrawn from the file and attached to the testimony of Wm Hamilton, which motion prevailed and it was so ordered.

Special Committee Report.

The following majority and minority report was received:—

Senate Chamber
Cheyenne Feby 18, 1893.

Mr. President:

We a majority of — your Special Committee, appointed to examine as to the truth of certain charges, made relative to the attempt to prevent a majority of your honorable body from participating in the joint ballot for a Senator in Congress of the United States, beg leave to submit the following report:

In our efforts to ascertain the truth of the charges herefore referred to, we have subpoenaed and examined as witnesses Messrs. W F Irwin, Reuben Watts, N. Jacob Sharp, Wm. H. Reed and Rowan H. Horn of Cheyenne, and also Dr. James M. Wilson of Douglas, James Kane of Uinta & Edgett Thomas McPherson of Sweetwater and Edwin R. Patrick of Patrick Durant, Laramie County, Wyoming; and after a thorough examination of the testimony submitted to the consideration of your committee, it is our opinion and conclusion, that there has been no evidence produced, sufficient to warrant the charge made in the Senate Hall and Gallery for the purpose of preventing his attendance in the Joint Session of the Legislature, While there is abundant evidence to show that Senator Hunton was in a drunk and unusual physical condition during Saturday and Sunday, February 4th and 5th, the evidence is not sufficiently clear to warrant the conclusion that his unusual physical condition on those days was produced by the administration of any drug or poison, but there is strong evidence to warrant the conclusion that there was a willingness and a desire on the part of Senator Hunton to incapacitate himself for the performance of his duties either by entirely keeping him from or the use of drugs.

We have, however, been unable to your committee to

STATE OF WYOMING.

clear statement by W. F. Rhone which statement is substantiated largely by the testimonial evidence of Dr. Wilson Thomas McPherson, and Edwin Patrick to the effect that an offer of a money reward was made to said Rhone, in which he was to pursue either by removal from the city or otherwise the attendance of Senator King in the Joint session of the Legislature on February 6th, This offer of reward according to Mr. Rhone's testimony was made by a member of your honorable body, i.e., Hospeld Rabb.

Briefly summarized, it would appear from the testimony submitted to your committee, that Mr. Rhone had several interviews with Senator Rabb in the subject of Senator King's removal the incidents of the interviews being, first immediately thereafter by Mr. Rhone to his friends Messrs Wilson, Patrick McPherson and Thos, with the object in view of acting accordingly per the petition of Mr. Rhone. From the testimony of Mr Rhone it appears that an offer was made to Mr Rhone by Senator Rabb of $150. in return for which it was understood between Mr. Rhone and Senator Rabb that Senator King would be removed from the city in one hour thereafter preventing the Joint session of the Legislature on February 6th. This $150. it appears was to be paid to Mr. Rhone after Senator King's removal had been accomplished but it also appears from the testimony of both parties, that Senator Rabb paid Mr Rhone on the afternoon preceding the sum of $5. which according to Mr Rhone's testimony was to be held in entertaining Senator King, but according to Senator Rabb's testimony was simply an accommodation loan to Mr. Rhone. In fact the testimony of Mr. Rhone and Rabb is substantially in accordance between themselves and Mr. Rabb is sustained by the testimony of Mr. Rabb himself with the exception that he is to be paid the first routine in the matter of the compensation for the removal of Senator King. While the opportunity was given Mr Rabb by your committee to produce witnesses, that were no witnesses produced, who in any way impeached or questioned the veracity of Mr. Rhone, but in the contrary Mr. Rabb himself and Chas Scott, his witness, testified that they regarded Mr Rhone as an honorable man.

In conclusion your committee feel that an unlawful attempt has been made to prevent the exercise of such

the purest rights guaranteed to the people and that if the Senate fail from the record, which no Senator has with or record may be accepted by the Senate that one of its members has been guilty of a crime, that he should be expelled forthwith, Therefore a majority of your committee recommend, that the resolutions of inquiry and the record accompanying it be laid upon the table at four o'clock this afternoon.

Respectfully submitted.
F. Chatterton,
Chairman,
D. F. Richard,
Senate Chamber
Cheyenne Feb 18. 1893

Mr President!

The majority of your Committee appointed to investigate certain charges concerning the action of Senator Powell from Uinta County and an alleged conspiracy against Senators Kent from Fremont County beg leave to report that after having all the testimony submitted to the Committee to be submitted to the Senate by the majority of the Committee and find that said testimony is so far as it affects the conduct of Senator Kent ought not to be passed upon favorably by the Senate without a fair trial when Senator Kent can be heard unless it be in Senator Kents case without prejudice, so it seem for that the majority beg leave to state that the testimony introduced to incriminate Senator Kent was heard by the Committee without Senator Kent being present to cross examine the witnesses against him or his being permitted to have counsel to cross question the witnesses that testified against him.

That Senator Kent was not accorded the rights that is always extended to the meanest criminal in the court of justice. For was Senator Kent given notice that the Committee had any evidence against him or that he would be any charges pending affecting his character or name in his home as a representative of this assembly until all the material evidence against Senator Kent had been heard in the Senate proceedings by said Committee

That from the facts above stated the duties of

Chapman was asked by his counsel whether the action of said union indicated prejudice & damaging remarks against Senator Kuhn. This question was objected to by the prosecuting attorney & the objection was sustained by the court. Counsel for defendant then stated that he expected to prove by the witness that the remarks complained of were made in the presence of a number of persons in the city; that they were of a character calculated to create a bitter prejudice against the defendant in the minds of the jurors who heard them; that the defendant was not present when they were made, and that he had no opportunity to resent them. The court then stated that the objection would be sustained for the reason that the remarks complained of were not shown to have been made in the presence of any of the jurors who were trying the case, and that the defendant could not be prejudiced by remarks made in the presence of persons who were not jurors in the case.

Counsel for defendant then asked the witness Chapman whether he had not stated to him that he had been approached by a number of persons who had requested him to go to the jury room and influence the jurors to bring in a verdict of guilty against the defendant. This question was objected to by the prosecuting attorney & the objection was sustained by the court. Counsel for defendant then stated that he expected to prove by the witness

congress or than person holding an office (except that of notary public or an office in the militia) under the United States or this State, shall be a member of either house during his continuance in office." and

Whereas, It is a violation of the constitution, as quoted above, for said James Kinis to sit as a member of the senate of the second legislature of the state of Wyoming:

Therefore Be it Resolved, that the seat heretofore occupied by said James Kinis in the senate of the second legislature of the state of Wyoming, is hereby declared vacant;

And Be it further Resolved, that this resolution be spread upon the journal of the senate.

Mr. Holliday moved that the foregoing resolution and the evidence against Mr. Kinis be referred to a special Committee of the senate, at least one member of which committee shall be a democrat, for the purpose of investigation.

Mr. Hamilton moved as an amendment to the foregoing motion that consideration of the said resolution be made the special order for this morning to follow immediately after the consideration of the report of the special Committee in the case of Mr Kinis and the vote of Mr. Kubis whereon amendment was adopted and it was so ordered.

Mr Kubis moved that he be allowed to take the report of the special Committee which investigated the case of Mr Kinis and the evidence taken by said Committee, in said investigation from the files of the senate until this morning whereon motion prevailed and it was so ordered

Message from the House.

The following message was received from the House.—

House of Representatives
Cheyenne Feby. 18, 1893

Hon. President of the Senate:

Sir:

I have the honor to inform your honorable body that the House at 12 M this day organized this day.

Boys 21, Yeas 12.

Very Respectfully
H. D. Mallett.

Indefinite Postponement.

Mr. Stribling moved that further consideration of all bills resolutions, memorials and other matters now on the files of the Senate and requiring any action on the part of the House of Representatives be indefinitely postponed which motion prevailed and it was so ordered.

Communication from the Governor.

A communication from the Governor, relating to executive business was laid before the Senate by the Chief Justice reading.

Executive Session.

On motion of Mr. McCormick the Senate went into executive session for the consideration of executive business. The following communication was read:

State of Wyoming,
Executive Department
Cheyenne, Wyo. Feby 18th, 1893.

Hon F. H. Mondell,
President of the Senate.

Sir:—

I have the honor to submit for the consideration of the honorable Senate the following nominations.

For State Examiner for four years commencing February 20th, 1893.
John Kline of Uinta County.

For State Coal Mine Inspector for two years commencing February 20th 1893, Joseph Cox of Carbon County.

For Judge Fifth Judicial District to serve until January 1st, 1895, Hon. Louis D. Richards vice Judge Carey resigned.

For Commissioner of Immigration for two years commencing February 20th, 1893, W. G. Bonell of Fremont County.

For Trustee of the State Hospital for Insane, located at Rock Springs, for two years commencing February 20th, 1893. William Rau of Rock Springs, Sweetwater County, Edward Thorpe of Rock Springs, Sweetwater County; W. H. Babcock Jr. of Green River, Sweetwater County.

For Trustee of the State Hospital for Insane for four years commencing February 2d 1893, Patrick Quealey of Rock Springs, Sweetwater County, D. W. Parker of Uinta, Uinta County.

For Trustee of the Wyoming Agricultural College, located at Laramie, for two years commencing March 1st, 1893, Frank Bird of Fremont County; L. A. Grant of Fremont County, W. H. Waldrop of Fremont County.

For Trustee of the Wyoming Agricultural College, for four years commencing March 1st, 1893, Mike Murphy of Fremont County, and J. Laurrimore of Fremont County.

Respectfully submitted

John E. Osborne

Governor.

W. Hamlin moved that the Senate do now advise consent to and confirm the appointment of William Park of Rock Springs, Edward Hooper of Rock Springs and T. B. Galloway of Uinta for Trustee of the State Insane Hospital for two years commencing February 20th 1893. and Patrick Quealey of Rock Springs and D. W. Parker of Uinta for Trustee of the State Hospital for Insane for four years commencing February 2d 1893.

The question was put on the foregoing motion and the roll being called the vote thereon resulted as follows:

Ayes - Messrs Chatterton, Fish, Hamlin, Hilliard, Hoyt, Hunt, Jones, Kirk, Langrish, McCormick, Morrill, Mills, Richards, Sewell, Mr. President - 10.

Noes - None.

Thereupon Mr. President declared that the Senate had duly consented thereto, confirmed each and all of the appointments for Trustee of the State Insane Hospital named within the motion made by Mr. Hamlin.

On motion of Mr. McCormick the Senate took a recess until 2 o'clock p.m.

STATE OF WYOMING.

Morning Session

The Senate convened at 8 o'clock p.m.
Mr. President in the chair.
Mr. President announced the special order for this morning the consideration of the charges against Mr. Kirk and the question as to the right of Mr. Kirk to longer occupy a seat in the Senate of the Legislature of Wyoming.
Mr. Chatterton moved that the question touching the right of Mr. Kirk to longer occupy a seat in the Senate be first considered, which motion prevailed and it was so ordered.

Committee of the Whole.

Mr. Holliday moved that the Senate now resolve itself into a Committee of the Whole for the consideration of the case of Mr. Kirk, which motion prevailed, and the Senate resolved itself into a Committee of the Whole for the purpose stated.
Mr. Chatterton in the chair.
Upon arising the Committee of the Whole reported as follows:
Mr. President:—
Your Committee of the Whole, have had under consideration the resolution introduced this day by Mr. Chatterton relating to the disqualification of Mr. Kirk to occupy a seat in this Senate, beg leave to report same back to the Senate with the recommendation that the said resolution be adopted.
F. Chatterton
Chairman.

Mr. Chatterton moved that the report of the Committee of the Whole be adopted.
The ayes and noes were ordered on the adoption of the said report and the roll being called the vote thereon resulted as follows:
Ayes—Messrs. Chatterton, Fitch, Gunning, Holliday, Hoyt, Jamieson, McConnell, Mundell, Richards, Mr. President—10
Noes—Messrs. Hunt, Kirk, Nolan, Rizer—4.
Not voting—Mr. Kinkead.
Whereupon, Mr. President declared the report of the Committee of the Whole adopted—
Mr. Holliday then noticed that he would move a reconsideration of the vote by which the Senate had adopted the

report of the Committee of the Whole-

Mr. Chatterton moved the resolution introduced by Mr. Chatterton during the afternoon session of the Senate be read and adopted;

Whereas, It has come to the knowledge of the members of the Senate of the Second Legislature of the State of Wyoming that James Ivie, who is now in said Senate as Senator from Fremont County, Wyoming, is and has been Postmaster at Hudson, Fremont County, Wyoming, and

Whereas, Section eight, Article Three of the State Constitution of Wyoming provides that "No Senator or Representative shall during the term for which he was elected, be appointed to any civil office under the State, and no member of Congress or other person holding an office (except that of notary public or an office in the militia) under the United States or this State shall be a member of either house during his continuance in office." and

Whereas, It is a violation of the Constitution, as quoted above, for said James Ivie to sit as a member of the Senate of the Second Legislature of the State of Wyoming;

Therefore Be It Resolved, That the seat heretofore occupied by and issued him in the Senate of the Second Legislature of the State of Wyoming, is hereby declared vacant;

And Be It Further Resolved, That this resolution be spread upon the Journal of the Senate.

Mr. Chatterton moved the adoption of the foregoing resolution.

The ayes and noes were called on the adoption of the said resolution and the roll being called the vote thereon resulted as follows:

Ayes: Messrs. Chatterton, Frank, Saunders, Hoyt, Hildreth, McCormick, Arnold, Richards, Mr. President — 9.

Nays: Messrs. Bradley, Hunt, Kuhn, Miller, Arnell, — 5,

Not voting - Mr. Ivie — 1.

Thereupon Mr. President declared the foregoing resolution adopted, and the seat heretofore occupied by Mr. Ivie in this Senate vacant.

Journal of the Senate.

The next business being the consideration of the matter relating to the alleged smuggling of Wm. Kind and the attempted removal of Wm. Kind from the city, the acts of Wm. Katio in connection therewith, the majority and minority reports of the Special Committee in relation to said matter, and the evidence taken in the investigation by said Committee,

Mr. Holliday moved that the counsel for Wm. Katio be permitted to occupy a seat on the floor of the Senate and that said counsel be allowed to question witnesses and to address the Senate, in the Committee of the Whole, for not longer than one hour, which motion prevailed.

A. C. Campbell Esq., and J. N. Sandiegulches, counsel for Wm. Katio, took seats upon the floor of the Senate near Wm. Katio and Mr. Holliday.

The majority and minority reports of the Special Committee as submitted at the afternoon session of the Senate to-day, were read.

The testimony as taken by the Special Committee was read at length, at the conclusion of said reading,

Mr. Chatterton presented the following Resolutions and moved the adoption thereof by the Senate:

Senate Resolution.

Whereas, it appearing from evidence taken by a special committee of this Senate that Leopold Katio, a Senator from Laramie County, attempted to secure the absence from the Senate and the joint assembly of the Senate and House of Representatives, of one of the members of the Senate, and

Whereas, it also appearing that to accomplish the aforementioned unlawful object, said Leopold Katio resorted to methods both unlawful and unbecoming of an upright citizen and member of the State Senate.

Therefore Be It Resolved, that the said conduct of said Senator Leopold Katio is not only unbecoming a member of this Senate and subversive of its rights but such conduct is a danger and menace to our republican form of government, and deserves to meet the censure thereof by this Senate.

And Be It Further Resolved, that for and on account of the acts aforesaid, the said Senator Leopold Katio be

he is hereby reprimanded and censured.

Pending the question on the adoption of the foregoing resolutions,

On motion of Mr. McConnell secured that Mr. Kubis be permitted to summons and examine such witnesses as he may desire which motion prevailed by a unanimous vote and it was so ordered.

On behalf of Mr. Kubis the Sergeant-at-arms brought forward Dr. L. M. Wilson, Edwin L. Patrick, and A. F. Thune each and all of whom were by the President of the Senate sworn to tell the truth the whole truth and nothing but the truth.

The said Dr. L. M. Wilson, Edwin L. Patrick and A. F. Thune not being examined were discharged.

Mr. Holliday moved to amend the foregoing resolution presented by Mr. Chatterton, by substituting therefor the following:

Whereas, In the judgment of the Senate, no evidence has been produced before this body implicating Kubis in any transaction which justifies the Senate in expelling him from this body: Therefore

Resolved, That the charges made against Senator Kubis be dismissed.

The question on the adoption of the foregoing amendment, by Mr. Holliday, being put the said amendment was lost.

The question being recurring on the adoption of the resolutions presented by Mr. Chatterton, the ayes and noes were ordered, and the roll being called the vote thereon resulted as follows:

Ayes, Messrs. Chatterton, Fitch, Hoyt, Hudspeth, McConnell, Richards, Sackett, The President—9.

Noes—Messrs. Brandon, Holliday, Hunt, Miller—4

Not voting—Mr. Kubis—1.

Thereupon the President declared the said resolutions adopted.

Election of President.

In compliance with section 10 of Article III. of the Constitution of the State of Wyoming, the Senate proceeded to the election of a President.

Mr. Hewitt placed the name of Hon. Jas. W. Hoyt in nomination,

County and there being no further nominations

Mr. Richards moved that the election of Hon. Geo. W. Hoyt as President of the Senate, be made unanimous, which motion prevailed by a unanimous vote.

Thereupon the President declared Hon. Geo. W. Hoyt elected President of the Senate in accordance with the provisions of Section 10 of Article III of the Constitution.

Mr. Chatterton moved that the Chief Clerk be instructed to notify the Governor that the Senate is ready to adjourn sine die, and to ask the Governor if he desires to submit any further communications for the consideration of the Senate, which motion prevailed and it was so ordered.

Mr. Stribling announced that the Governor had no further communication to submit for the consideration of the Senate.

Executive Session.

On motion of Mr. Chatterton the Senate went into executive session for the consideration of the nomination submitted by the Governor for World's Fair Manager.

Mr. McCormick moved that the Senate do now advise consent to and confirm the appointment of Prof. Louis D. Ricketts as World's Fair Manager, to serve until January 1, 1894 vice Thos. Hunt resigned.

The question being put on the foregoing motion the same prevailed by a unanimous vote.

Thereupon the President declared that the Senate had advised, consented to and confirmed the appointment of Prof. Louis D. Ricketts as World's Fair Manager, for the term stated—

On motion of Mr. McCormick the executive session was declared and the Senate returned to the regular order.

Mr. Hunt moved that the Senate go into executive session for the consideration of the nomination submitted by the Governor, for Fish Commissioner which motion was lost.

Mr. Chatterton, Vice President resumed the chair.

Thanks of the Senate.

Mr. Stribling presented the following resolution and moved its adoption.

Resolved, That a vote of thanks be, and the same is hereby tendered the President of the Senate for the fair and impartial manner in which he has presided over this body.

The question on the adoption of the foregoing resolution was put and the same prevailed by a unanimous vote.

Mr. Arnold presented the following resolution and moved its adoption.

Resolved, That the thanks of the Senate are hereby tendered to the Chief Clerk and Assistant Chief Clerk for their able, efficient and faithful services and their devotion to duty.

The question on the adoption of the foregoing resolution was put and the same prevailed by a unanimous vote.

The hour of the presiding officer of this day having arrived and elapsed,

Mr. Chatfield moved that the Senate do now adjourn, and the motion prevailed and the President declared the Senate adjourned without day.

J. Engelbrecht
Chief Clerk.

Attested,
Leon. Stuyk
President of the Senate.